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(Public Health)

AMENDING ADMINISTRATIVE CODE BY AMENDING SECTION 16.6-10 THEREOF, ADDING CERTAIN ORGANIZATIONS TO THE MEMBERSHIP LIST OF THE DEPARTMENT OF PUBLIC HEALTH.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Section 16.6-10 of the San Francisco Administrative Code is hereby amended to read as follows:

Sec. 16.6-10. DEPARTMENT OF PUBLIC HEALTH

American College of Hospital Administrators
American College of Physicians
American Medical Association
American Hospital Association
American Psychiatric Association
American Public Health Association
American Trauma Society
Association of California Hospitals
Association of Western Hospitals
Bay Area County Alcohol Programs
California Association of County Drug Administrators
California Association of Homes for the Aging
California Conference of Local Health Directors
California County Collectors Association
Coalition of Agencies Serving the Elderly
Council of Urban Health Providers
County Alcohol Program Administrators Association of California
National Association of Public Hospitals

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National Council of Community Mental Health Centers
National Association for City Drug Coordination
North American Association of Alcoholism Programs
San Francisco County Medical Society
San Francisco Hospital Association
U.S. Conference of City Health Officers
Western Gerontological Society

Passed for Second Reading
Board of Supervisors, San Francisco

OCT 3 1983

Ayes: Supervisors Britt, Hongisto, Kennedy, ~~Kopp,~~ Maher, Molinari, Nelder, Renne, ~~Silver,~~ Walker, ~~Ward.~~

~~Noes: Supervisors.~~

Absent: Supervisors KOPP SILVER WARD

John L. Taylor Clerk

257-83-2 OCT 14 1983
File No. Approved

Read Second Time and Finally Passed
Board of Supervisors, San Francisco

OCT 11 1983

Ayes: Supervisors Britt, Hongisto, Kennedy, Kopp, Maher, Molinari, Nelder, Renne, ~~Silver,~~ Walker, ~~Ward.~~

~~Noes: Supervisors:~~

Absent: Supervisors SILVER WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

Marybeth Bulen ACTING Clerk

Dianne Feinstein
Mayor

FILE NO. 257-83-3 ORDINANCE NO. 502-83

(MEMBERSHIP)

AMENDING CHAPTER 16, SECTION 16.6-12 OF THE SAN FRANCISCO ADMINISTRATIVE CODE TO AUTHORIZE THE CONTROLLER AND HIS DULY AUTHORIZED EMPLOYEES TO ACQUIRE AND MAINTAIN MEMBERSHIP IN AND TO REPRESENT THE CITY AND COUNTY IN THE CALIFORNIA SOCIETY OF MUNICIPAL FINANCE OFFICERS.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Chapter 16, Section 16.6-12 of the San Francisco Administrative Code is hereby amended to read as follows:

Section 16.6-12 SAME - CONTROLLER

Municipal Finance Officers Association of United States

Institute of Internal Auditors

EDP (Electronic Data Processing) Auditors Association

California Society of Municipal Finance Officers

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Passed for Second Reading
Board of Supervisors, San Francisco
OCT 3 1983

Ayes: Supervisors Britt, Hongisto, Kennedy, ~~Kopp,~~ Maher, Molinari, Nelder, Renne, ~~Silver,~~ Walker, ~~Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors KOPP SILVER WARD

John L. Taylor Clerk

257-83-3 OCT 14 1983
File No. Approved

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
OCT 11 1983

Ayes: Supervisors Britt, Hongisto, Kennedy, Kopp, Maher, Molinari, Nelder, Renne, ~~Silver,~~ Walker, ~~Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors SILVER WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

Mary Anne Buker ACTING Clerk

Dianne Feinstein
Mayor

Principal Librarian
Govt documents
Civic Center

FILE NO. 324-83 ORDINANCE NO. 503-83

(Compensation)

AMENDING SECTION 12A.4 OF THE SAN FRANCISCO ADMINISTRATIVE CODE BY INCREASING THE COMPENSATION OF MEMBERS OF THE SAN FRANCISCO HUMAN RIGHTS COMMISSION

Be it ordained by the People of the City and County of San Francisco:

Section 1. Section 12A.4 of the San Francisco Administrative Code is hereby amended to read as follows:

SEC. 12A.4 Establishment; Appointment; Terms; Executive Secretary.

(a) There is hereby established a commission to be known as the Human Rights Commission of the City and County of San Francisco (hereinafter called "Commission"), consisting of fifteen (15) members broadly representative of the general public and the employer, labor, religious, racial, age, sex, sexual orientation, disabled and ethnic groups in the City and County, to be appointed by the Mayor. Four (4) of the members who are first appointed shall be designated to serve for terms of one (1) year, four (4) for two (2) years, four (4) for three (3) years and three (3) for four (4) years from the date of their appointments. Thereafter, members shall be appointed as aforesaid for a term of office of four (4) years, except that all of the vacancies occurring during a term shall be filled for the unexpired term. A member shall hold office until his successor has been appointed and has qualified. The Commission shall elect a chairman from among its members. The term of office as chairman of the Commission shall be for the calendar year or for that portion thereof remaining after each such chairman is designated or elected. The compensation of members of said the Commission actually attended by said members; provided, however, that no member shall be paid for attending more than four (4) Commission meetings in any one (1) calendar month.

(b) The position of Executive Secretary to the Commission shall be established pursuant to and subject to Sections 3.500 and 8.200 of the Charter of the City and County of San Francisco. The person occupying such position shall be appointed by the Chairman of the Commission with the approval of a majority of the members of the Commission. The position of Executive Secretary to the Commission shall be exempted from the residency and electoral requirements of Section 16.98 of the San Francisco Administrative Code. All staff personnel shall be under the immediate direction and supervision of the Executive Secretary. In addition to the duties enumerated above, the Executive Secretary shall coordinate and provide staff and personnel services for the Commission on the Status of Women. In order to provide such services, the Executive Secretary must be in receipt of a written request from the Commission on the Status of Women and said request must be approved by the Commission.

Passed for Second Reading
Board of Supervisors, San Francisco
OCT 3 1983

Ayes: Supervisors Britt, Hongisto, Kennedy, ~~Kopp,~~ Maher, Molinari, Nelder, Renne, ~~Silver,~~ Walker, ~~Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors KOPP SILVER WARD

John L. Taylor Clerk

324-83 OCT. 14, 1983
File No. Approved

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
OCT 11 1983

Ayes: Supervisors Britt, Hongisto, Kennedy, Kopp, Maher, Molinari, Nelder, Renne, ~~Silver,~~ Walker, ~~Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors SILVER WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

Mary Anne Bulan ACTING Clerk

Dianne Feinstein
Mayor

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FILE NO. 376-83 ORDINANCE NO. 50483

(AIRPORT - ACCOUNTS RECEIVABLE)

AMENDING THE SAN FRANCISCO ADMINISTRATIVE CODE BY AMENDING SECTIONS 10.38 AND 10.41-1 THEREOF, RELATING TO REPORTING AND COLLECTION OF ACCOUNTS RECEIVABLE BY THE AIRPORTS COMMISSION.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Article V, Chapter 10 of the San Francisco Administrative Code is hereby amended by amending Section 10.38 thereof, to read as follows:

SEC. 10.38 Reports of Accounts Receivable and Delinquent Taxes to Bureau.

The head of every department and office in the city and county, except municipally-owned utilities under the jurisdiction of the public utilities commission or the airports commission, the department of social services, and the port of San Francisco shall report to the bureau of delinquent revenue collection all accounts receivable uncollected for a period in excess of ninety days as shown by the records of each such department or office, including the name of the person indebted to the city and county, the nature of the indebtedness, the amount involved and the fund to which credit is due. The tax collector shall report to the bureau all persons shown by the delinquent tax list of each year as owing unsecured personal property taxes to the city and county.

Section 2. Article V, Chapter 10 of the San Francisco Administrative Code is hereby amended by amending Section 10.41-1 thereof, to read as follows:

SEC. 10.41-1 Collection of Social Services, Port, and Airports Commission Accounts.

The collection of delinquent revenues and delinquent accounts due to department of social services, the port of San Francisco or the airports commission shall be made by those departments. Accounts due to any such department and which are delinquent for more than ninety days shall be reported by the department head to the controller and if the department head is of the opinion that the accounts cannot be collected, they may, with the approval of the controller, be cancelled and in the event of such cancellation, the department shall no longer be responsible for their collection.

Passed for Second Reading
Board of Supervisors, San Francisco
OCT 3 1983

Ayes: Supervisors Britt, Hongisto, Kennedy, ~~Kopp~~, Maher, Molinari, Nelder, Renne, ~~Silver~~, Walker, ~~Ward~~.

~~Noes: Supervisors~~

Absent: Supervisors KOPP SILVER WARD

John L. Taylor ..... Clerk

376-83 File No. OCT 14 1983 Approved

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
OCT 11 1983

Ayes: Supervisors Britt, Hongisto, Kennedy, Kopp, Maher, Molinari, Nelder, Renne, ~~Silver~~, Walker, ~~Ward~~.

~~Noes: Supervisors~~

Absent: Supervisors SILVER WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

Mary Anne Bulen ACTING Clerk

Dianne Feinstein Mayor

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RO #4079

(SETTLEMENT OF LAWSUIT)

AUTHORIZING SETTLEMENT OF LITIGATION OF PETER GALPIN AGAINST THE CITY AND COUNTY OF SAN FRANCISCO, STEVEN GREENSTONE, et al., FOR $2,000,000.00.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized to settle the action entitled "Peter Galpin v. City and County of San Francisco, Steven Greenstone, et al.," Superior Court Action No. 733-109 by the payment of Two Million Dollars ($2,000,000.00).

APPROVED AS TO FORM AND RECOMMENDED:

GEORGE AGNOST, City Attorney

By: Kenneth J. Harrington
KENNETH J. HARRINGTON
Deputy City Attorney

RECOMMENDED:

DEPARTMENT OF PUBLIC WORKS

By: Director

FUNDS AVAILABLE: 309138 1450

John C Farrell
Controller

SEP 07 1983

APPROVED:

Art Coleman for
Chief Administrative Officer

BOARD OF SUPERVISORS

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Passed for Second Reading
Board of Supervisors, San Francisco
OCT 11 1983

Ayes: Supervisors Britt, Hongisto, Kennedy, Kopp, Maher, Molinari, Nelder, Renne, ~~Silver,~~ Walker, ~~Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors SILVER WARD

Mary Anne Bulow ACTING Clerk

45-83-56
File No.

OCT 18 1983
Approved

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
OCT 17 1983

Ayes: Supervisors Britt, Hongisto, Kennedy, Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, ~~Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor
Clerk

Dianne Feinstein
Mayor

FILE NO. [illegible] ORDINANCE NO. 506-83

(SETTLEMENT OF LAWSUIT)

AUTHORIZING SETTLEMENT OF LITIGATION OF STEINY & COMPANY, INC., AGAINST CITY AND COUNTY OF SAN FRANCISCO FOR $5,043.29.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized to settle the action entitled "STEINY & COMPANY, INC., v. CITY AND COUNTY OF SAN FRANCISCO, et al.," Municipal Court No. 846-767, by the payment of $5,043.29.

APPROVED AS TO FORM:
AND RECOMMENDED:

GEORGE AGNOST, City Attorney

By: [signature]
JERRY A. HURTUBISE
Deputy City Attorney

FUNDS AVAILABLE: [illegible]

[signature]
CONTROLLER

SEP 19 1983

RECOMMENDED:

By: [signature]
for TOM MALLOY
General Manager

APPROVED:
RECREATION AND PARK COMMISSION

[signature]
SECRETARY
Resolution No. 13400

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NOV 3 1983
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Passed for Second Reading
Board of Supervisors, San Francisco
OCT 11 1983

Ayes: Supervisors Britt, Hongisto, Kennedy, Kopp, Maher, Molinari, Nelder, Renne, ~~Silver~~, Walker, ~~Ward~~.

~~Noes: Supervisors~~

Absent: Supervisors SILVER WARD

[signature] ACTING Clerk

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
OCT 17 1983

Ayes: Supervisors Britt, Hongisto, Kennedy, Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, ~~Ward~~.

~~Noes: Supervisors~~

Absent: Supervisors WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

[signature] Clerk

45-83-57
File No.

OCT 21 1983
Approved

[signature]
Mayor

FILE NO. [illegible]

ORDINANCE NO. 507-83

(SETTLEMENT OF LAWSUIT)

AUTHORIZING SETTLEMENT OF LITIGATION OF BRUCE FREIFELD AGAINST THE CITY AND COUNTY OF SAN FRANCISCO FOR $9,250.00

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized to settle the action entitled " BRUCE FREIFELD v. CITY AND COUNTY OF SAN FRANCISCO, et al.," Superior Court No. 793-145, by payment of $9,250.00.

APPROVED AS TO FORM AND RECOMMENDED:

GEORGE AGNOST
City Attorney

JOHN J. TAHENY, JR.
Chief Trial Deputy

By: B. Timothy Murphy
Deputy City Attorney

RECOMMENDED:
THOMAS MALLOY,
General Manager

By: Hermino S. Pugay
for Thomas Malloy

APPROVED:
RECREATION AND PARK COMMISSION

By: [illegible]
Secretary Resolution No. 13399

FUNDS AVAILABLE:

John C Farrell
Controller

SEP 1 9 1983

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NOV 3 1983

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Passed for Second Reading
Board of Supervisors, San Francisco
OCT 1 1 1983

Ayes: Supervisors Britt, Hongisto, Kennedy, Kopp, Maher, Molinari, Nelder, Renne, ~~Silver,~~ Walker, ~~Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors SILVER WARD

Mary Anne Bulen ACTING Clerk

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
OCT 1 7 1983

Ayes: Supervisors Britt, Hongisto, Kennedy, Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, ~~Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

45-83-58
File No.

OCT 2 1 1983
Approved

Dianne Feinstein
Mayor

FILE NO. 45-83-59

ORDINANCE NO. 50883

(SETTLEMENT OF LAWSUIT)

AUTHORIZING SETTLEMENT OF LITIGATION OF ROBERT A. GILSON AGAINST THE CITY AND COUNTY OF SAN FRANCISCO FOR $4,500.00.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized to settle the action entitled "ROBERT A. GILSON v. CITY AND COUNTY OF SAN FRANCISCO, et al.," Superior Court No. 776-516, by the payment of $4,500.00.

APPROVED AS TO FORM AND RECOMMENDED:

GEORGE AGNOST
City Attorney

By: B. Timothy Murphy
B. TIMOTHY MURPHY
Deputy City Attorney

By: John J. Taheny Jr.
JOHN J. TAHENY, JR.
Chief Trial Deputy

RECOMMENDED AND APPROVED:

RECREATION AND PARK COMMISSION

Herminia S. Reyes for
THOMAS MALLOY
General Manager

By: Catherine Nolan
Secretary
Res. # 13401

FUNDS AVAILABLE: 509145 1490

John C Farrell
Controller

SEP 19 1983

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Passed for Second Reading
Board of Supervisors, San Francisco
OCT 11 1983

Ayes: Supervisors Britt, Hongisto, Kennedy, Kopp, Maher, Molinari, Nelder, Renne, ~~Silver,~~ Walker, ~~Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors SILVER WARD

Mary Anne Buker TING Clerk

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
OCT 17 1983

Ayes: Supervisors Britt, Hongisto, Kennedy, Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, ~~Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

45-83-59 OCT 21 1983
File No. Approved

Dianne Feinstein
Mayor

AMENDED IN COMMITTEE 10/5/83

FILE NO. 101-83-22

ORDINANCE NO. 509-83

[Government Funding]

APPROPRIATING $33,077,000 FOR CAPITAL PROJECT BUDGET (GENERATING UNIT-KIRKWOOD POWERHOUSE), HETCH HETCHY, WATER AND POWER, FOR FISCAL YEAR 1983-84; PLACING $27,500,000 IN RESERVE.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for fiscal year 1983-84, as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
33-001	Hetch Hetchy Operating Fund		
G.L.495(025015)	Use of Surplus	$33,077,000	
32-00-00	Hetchy Hetchy Water & Power		
20-2030(336248)	Capital Project Budget		
Proj. 643-01	Generating Unit - Kirkwood Powerhouse		$33,077,000*

10/5/83 ah

*Section 2. Reserve $27,500,000 to be released after determination of a potential contract with Tuolumne County.

(See file for departmental approvals)

APPROVED AS TO FORM:

GEORGE AGNOST, CITY ATTORNEY

By Thomas G. Doyle
Deputy City Attorney

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NOV 3 1983
SAN FRANCISCO
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Passed for Second Reading
Board of Supervisors, San Francisco
OCT 11 1983

Ayes: Supervisors Britt, Hongisto, Kennedy, Kopp, Maher, Molinari, Nelder, Renne, ~~Silver~~, Walker, ~~Ward~~

~~Noes: Supervisors~~

Absent: Supervisors SILVER WARD

Mary Anne Bulen ACTING Clerk

101-83-22 File No.

OCT 21 1983 Approved

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
OCT 17 1983

Ayes: Supervisors Britt, Hongisto, Kennedy, Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, ~~Ward~~

~~Noes: Supervisors~~

Absent: Supervisors WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

Mayor

FILE NO. 101-83-24

ORDINANCE NO. 510-83

AO #4068 BL #29

(CONTINUATION FILING)

APPROPRIATING $50,000 FOR PROFESSIONAL AND SPECIAL SERVICES, MUNICIPAL COURT FOR FISCAL YEAR 1983-84.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for F/Y 1983-84 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
01-001	General Fund		
G.L. 491(000026)	Budget Revenue Retained		
Subsidiary(000052)	Contributed Revenue Reserve	$50,000	
11-00-00	Municipal Court		
10-1001(317016)	Professional and Special Services		$50,000

APPROVED AS TO FORM:
GEORGE F. AGNOST, CITY ATTORNEY

BY: David I. Kroopnick
DEPUTY CITY ATTORNEY

FUNDS AVAILABLE:

J. C. FARRELL
CONTROLLER

SEP 13 1983

RECOMMENDED:

MAYOR

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Passed for Second Reading
Board of Supervisors, San Francisco
OCT 11 1983

Ayes: Supervisors Britt, Hongisto, Kennedy, Kopp, Maher, Molinari, Nelder, Renne, ~~Silver~~, Walker, ~~Ward~~.

~~Noes: Supervisors~~

Absent: Supervisors SILVER WARD

Maybanne Bulow ACTING Clerk

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
OCT 17 1983

Ayes: Supervisors Britt, Hongisto, Kennedy, Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, ~~Ward~~.

~~Noes: Supervisors~~

Absent: Supervisors WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

101-83-24
File No.

OCT 21 1983
Approved

Dianne Feinstein
Mayor

FILE NO. [illegible]

ORDINANCE NO. 511-83

(GOVERNMENT FUNDING)

APPROPRIATING $401,000 FOR CAPITAL PROJECT BUDGET (KOALA EXHIBIT), RECREATION AND PARK - ZOO DIVISION FOR F/Y 1983-84.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for F/Y 1983-84 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
02-331	General City Revenue		
G.L. 495 (045187)	Use of Surplus	$401,000	
49-4900 ( )	Revenue Transfer out to 01-001 G.F., Recreation & Park - Zoo		$401,000
01-001	General Fund		
99-9900 ( )	Revenue Transfer in from 02-331 General City Revenue	$401,000	
20-20.0 ( )	Capital Project Budget		
Proj. 991-01	Koala Exhibit		$401,000

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

BY [signature]
Deputy City Attorney

FUNDS AVAILABLE:

[signature]
CONTROLLER

RECOMMENDED: SEP 21 1983

[signature]
Mayor

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Passed for Second Reading
Board of Supervisors, San Francisco
OCT 11 1983

Ayes: Supervisors Britt, Hongisto, Kennedy, Kopp, Maher, Molinari, ~~Nelder~~, Renne, ~~Silver~~, Walker, ~~Ward~~.

Noes: Supervisors NELDER

Absent: Supervisors SILVER WARD

[signature] ACTING Clerk

101-83-28
File No.

OCT 21 1983
Approved

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
OCT 17 1983

Ayes: Supervisors Britt, Hongisto, Kennedy, Kopp, Maher, Molinari, ~~Nelder~~, Renne, Silver, ~~Walker, Ward~~.

Noes: Supervisors NELDER

Absent: Supervisors WALKER WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

[signature] Clerk

[signature]
Mayor

FILE NO. 232-83-1 ORDINANCE NO. 512 83

AMENDING THE SAN FRANCISCO ADMINISTRATIVE CODE BY AMENDING SECTION 16.80 THEREOF, RELATING TO DEATH BENEFITS, TO PROVIDE THAT MAXIMUM DEATH BENEFIT PAYABLE UPON DEATH OF CERTAIN MEMBERS SHALL BE THREE THOUSAND ($3,000.00) DOLLARS.

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Be it ordained by the People of the City and County of San Francisco:

Section 1. Chapter 16, Article IV, Section 16.80 of the San Francisco Administrative Code is hereby amended to read as follows:

Sec. 16.80. Death Benefits.

(a) Death in performance of duty. Upon the death of any person who is a member under section 8.540 or 8.565 of the charter, if such death shall result from his performance of duty as prescribed in such sections, respectively, or if such death in the case of members under section 8.565 of the charter shall occur after qualification for service retirement, there shall be paid to the widow, children or parents of such member, the benefits provided in such sections, for members at January 8, 1932, of the police and fire departments, upon death resulting from the performance of duty and upon death occurring after qualification for service retirement. If such death after qualification for service retirement shall not result from the performance of duty and if there be no surviving wife, children or parents to whom benefits are payable under this subsection, the benefits provided in the next following subsection shall be paid to the beneficiary nominated by him as prescribed therein.

(b) Death not in performance of duty. Upon the death before retirement, if such death be not included under subsection (a) of this section, of a member while in the city service, or

within four months after the discontinuance of city service, or while physically or mentally incapacitated for performance of his duty, if such incapacity has been continuous from discontinuance of city service, the retirement system shall be liable for a death benefit, which, if an amount be due under paragraph (3) of this subsection, and if there be a surviving wife or surviving children, shall be paid in monthly installments and to the surviving wife and children as prescribed therein; otherwise, such death benefit shall be paid to his estate, or to such person as he has nominated or shall nominate by written designation duly executed and filed with the retirement board, and such death benefit shall consist of:

(1) His accumulated contributions, and in addition thereto.

(2) An amount equal to the compensation earnable by him during the six months immediately preceding his death, but with respect only to members who affirmatively exercise the option provided in section 16.31 of this code, such compensation earnable for any month shall not exceed nine hundred dollars, and if such member be a member under section 8.543 or 8.567 of the charter, and if such death, in the opinion of the retirement board, be the result of bodily injury, sustained while in the performance of duty, in addition thereto.

(3) An amount sufficient, when added to the amounts provided in the next preceding paragraphs (1) and (2), to provide, when applied according to mortality tables adopted by the board, a monthly death benefit equal to one-half of the monthly compensation earnable by such member during the ten years immediately preceding his death, to be paid to the surviving wife to whom such member was married prior to

sustaining the injury, to continue as long as she shall live or until her remarriage; or, if there be no widow, or if the widow die before any child of such deceased member shall have attained the age of sixteen years, then to his child or children under such age collectively, to continue until every such child dies or attains such age. If payment of the allowance be stopped because of remarriage of the widow or attainment of the age of sixteen years by a child, before the sum of monthly payment made shall equal the sum of the amounts provided in the next preceding paragraphs (1) and (2), then an amount equal to the difference between such sums shall be paid in one amount to the remarried widow; or, if there be no widow to the surviving children of the deceased member, to share and share alike.

(c) Designation of beneficiary. A member, or a beneficiary after the death of a member, may elect, by written designation duly executed and filed with the retirement board, to have the death benefit provided in this section paid in monthly or annual installments instead of in one lump sum, subject to such rules and regulations as the board may adopt.

(d) Death after retirement. Upon the death of any person, except persons referred to in sections 8.542 and 8.566 of the charter, after retirement and while receiving a retirement allowance from the retirement system, there shall be paid to his estate or to such person as he shall have nominated by written designation duly executed and filed with the retirement board, the sum of one hundred dollars for each completed year of city service credited to him at the time of his retirement, but the total amount paid shall not exceed three thousand dollars ($3,000.00) provided, that the sum so paid upon the death of a person who was receiving a retirement

allowance under the San Francisco city and county employees' retirement system on January 8, 1932, or of a person who became a member of the retirement system by reason of his status as an employee of the public utility acquired by the city shall be not less than five hundred dollars, regardless of the city service credited. If such deceased person was retired as a member under section 8.507 or 8.509 of the charter and his retirement was first effective on or after April 1, 1966, an allowance shall be paid to his widow, until her death or remarriage, equal to one-half of his retirement allowance as it was prior to optional modification and prior to reduction as provided in subsection (A) of charter section 8.514, but exclusive of the part of such allowance which was provided by additional contributions. No allowance, however, shall be paid under this section to a widow unless she was married to the member (i) at least one year prior to the member's death if she married said member prior to his retirement, or (ii) at least two years prior to the member's death if she married said member after his retirement. If he leaves no such widow, or if she should die or remarry before every child of such deceased retired person attains the age of eighteen years, then the allowance which such widow would have received had she lived and not remarried shall be paid to his child or children under said age, collectively, to continue until every such child dies or attains said age, provided that no child shall receive any allowance after marrying or attaining the age of eighteen years. If the member, at retirement, has no wife who upon his death would qualify as a widow to receive the allowance provided in this subsection, he may elect an option, as provided under section 16.75 of this code, with respect to all of his allowance; but if at his retirement he has such a wife, he may

elect such option only with respect to that part of his retirement allowance, prior to reduction as provided in charter section 8.514, which is in excess of the allowance which would be paid to his widow under this paragraph. The funds for payments under this paragraph shall be derived:

(1) With respect to persons retired as members under charter sections 8.509, 8.544 and 8.568 from reserves held by the retirement system on account of member under such sections, respectively, and

(2) With respect to persons retired as members under charter sections 8.507, 8.543, and 8.567 from the accumulated contributions of the city held to meet the obligation of the city on account of benefits that have been granted and on account of prior service of members. Upon the death of any person after retirement and while receiving a pension under section 8.542 or 8.566 of the charter, as a retired member of the police or fire department, there shall be paid to his estate or to such person as he shall have nominated by written designation duly executed and filed with the retirement board, the sum of three thousand dollars ($3,000.00). The death benefits provided in this paragraph with respect to persons retired under charter sections 8.542 or 8.565, shall be funded by contributions to the retirement system by the city which shall not be less in any fiscal year than the amount of such benefits paid during said year.

(e) Revocation of nomination of beneficiary. A person, while a member or after retirement, shall have the right to revoke the nomination of a beneficiary made by him under the retirement system, and to nominate a beneficiary in lieu thereof, all by written designation duly executed and filed with the

retirement board; provided, that this right shall not extend to beneficiaries nominated under options 2 and 3 of section 16.75 of this code, nor shall it extend to dependents designated as beneficiaries by state law, the charter or this article, to receive benefits payable on account of death or disability incurred in the performance of duty.

Section 2. This ordinance does not and shall not give any person any claim against the city and county for an increase in any death benefit paid or payable on account of the death, prior to the effective date of this ordinance, of a person after retirement and while receiving a retirement allowance under the retirement system.

6054C

Passed for Second Reading

Board of Supervisors, San Francisco

OCT 17 1983

Ayes: Supervisors Britt, Hongisto, Kennedy, Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, Ward.

~~Noes: Supervisors~~

~~Absent: Supervisors~~

John L. Taylor Clerk

232-83-1 File No.

OCT 27 1983 Approved

Read Second Time and Finally Passed

Board of Supervisors, San Francisco

OCT 24 1983

Ayes: Supervisors Britt, Hongisto, Kennedy, ~~Kopp,~~ Maher, Molinari, Nelder, Renne, Silver, Walker, Ward.

~~Noes: Supervisors~~

Absent: Supervisor KOPP

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

Dianne Feinstein Mayor

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO
1983 SEP 26 AM 10: 18
BY

Amended in Committee 10/12/83

FILE NO. 101-83-29

ORDINANCE NO. 513-83

RO #4090 SA #53

(GOVERNMENT FUNDING)

APPROPRIATING ~~$31,346~~ $28,366 FOR TEMPORARY SALARIES FOR IMMEDIATE FILLING OF TWO (2) VACATED POSITIONS, DEPARTMENT OF ELECTRICITY FOR F/Y 1983-84.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for F/Y 1983-84 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
08-098	Work Order Overhead Fund		
G. L. 314 (941526)	Overhead Reserve		
Subsidiary (098004)	Electricity-Overhead Reserve	$28,366 ~~$31,346~~	
75-00-00	Department of Electricity		
02-0200 (425074)	Temporary Salaries		$28,366 ~~$31,346~~

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

BY: Thomas G. Dorney
Deputy City Attorney

FUNDS AVAILABLE:

John C. Farrell
CONTROLLER

RECOMMENDED: SEP 19 1983

Dianne Feinstein
Mayor

Passed for Second Reading
Board of Supervisors, San Francisco

OCT 17 1983

Ayes: Supervisors Britt, Hongisto, Kennedy, Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, ~~Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors WARD

John L. Taylor Clerk

Read Second Time and Finally Passed
Board of Supervisors, San Francisco

OCT 2 . 1983

Ayes: Supervisors Britt, ~~Hongisto,~~ Kennedy, ~~Kopp, Maher, Molinari,~~ Nelder, Renne, Silver, Walker, Ward.

~~Noes: Supervisors~~

Absent: Supervisors HONGISTO KOPP MAHER MOLINARI

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

101-83-29
File No.

OCT 27 1983
Approved

Mayor

AMENDED IN COMMITTEE 10/12/83

FILE NO. 101 83-31

ORDINANCE NO. 514-83

1983 SEP 23 PM 10:18

BY

(GOVERNMENT FUNDING)

10-12-83 ah

APPROPRIATING ~~$210,000~~ $129,505 FOR OTHER CONTRACTUAL SERVICES, JUVENILE COURT FOR F/Y 1983-84; PLACING $129,505 IN RESERVE.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for F/Y 1983-84 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
01-001	General Fund		
G.L. 491 (000026)	Budget Revenue Retained		
Subsidiary (000052)	Contributed Revenue Reserve		$129,505 ~~$210,000~~
12-00-00	Juvenile Court-Probation Supervision		
10-1269 (319509)	Other Contractual Services		$129,505* ~~$210,000~~

*Section 2. Reserve $129,505 until a proposed contractor's budget and work statement is approved by the Mayor's Office.

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

BY: James Ackerman
Deputy City Attorney

FUNDS AVAILABLE

John C Farrell
CONTROLLER

SEP 19 1983

RECOMMENDED:

Dianne Feinstein
Mayor

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NOV 14 1983
SAN FRANCISCO
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Passed for Second Reading
Board of Supervisors, San Francisco

OCT 17 1983

Ayes: Supervisors Britt, Hongisto, Kennedy, Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, ~~Ward.~~

~~Noes: Supervisors.~~

Absent: Supervisors WARD

Read Second Time and Finally Passed
Board of Supervisors, San Francisco

OCT 24 1983

Ayes: Supervisors Britt, ~~Hongisto,~~ Kennedy, ~~Kopp, Maher, Molinari,~~ Nelder, Renne, Silver, Walker, Ward.

~~Noes: Supervisors.~~

Absent: Supervisors HONGISTO KOPP MAHER MOLINARI

FILE NO. _____

ORDINANCE NO. 575-83

(SUPPLEMENTAL FUNDING)

APPROPRIATING $20,000 FOR OVERTIME AND RESCINDING $20,000 FROM PERMANENT SALARIES AND MANDATORY FRINGE BENEFITS, COUNTY CLERK FOR F/Y 1983-84.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for F/Y 1983-84 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
01-001	General Fund		
15-01-00	County Clerk		
01-0010 (322016)	Permanent Salaries-Miscellaneous	$15,818	
04-0600	Mandatory Fringe Benefits	4,182	
03-0100	Overtime		$20,000
	Total	$20,000	$20,000

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NOV 14 1983
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APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

BY: _____
Deputy City Attorney

FUNDS AVAILABLE:

_____
CONTROLLER

RECOMMENDED: SEP 21 1983

_____
Mayor

Passed for Second Reading
Board of Supervisors, San Francisco
OCT 17 1983

Ayes: Supervisors Britt, Hongisto, Kennedy, Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, ~~Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors WARD

_____ Clerk

101-83-32 OCT 27 1983
File No. Approved

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
OCT 24 1983

Ayes: Supervisors Britt, ~~Hongisto,~~ Kennedy, ~~Kopp, Maher, Molinari,~~ Nelder, Renne, Silver, Walker, Ward.

~~Noes: Supervisors~~

Absent: Supervisors HONGISTO KOPP MAHER MOLINARI

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

_____ Clerk

_____
Mayor

FILE NO. 389-83 ORIGINAL ORDINANCE NO. 516-83

(Toxic Materials Special Fund)

AMENDING THE SAN FRANCISCO ADMINISTRATIVE CODE BY ADDING SECTION 10.117-39 THERETO, CREATING A TOXIC MATERIALS SPECIAL FUND FOR THE RECEIPT AND DISBURSEMENT OF FUNDS RECEIVED FROM PRIVATE AGENCIES FOR CLEAN UP AND OTHER COSTS RELATED TO TOXIC MATERIAL SPILLS IN SAN FRANCISCO.

NOTE: This section is entirely new.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Chapter 10 of the San Francisco Administrative Code is hereby amended by adding Section 10.117-39 thereto, to read as follows:

Section 10.117-39. Toxic Materials Special Fund.

(a) Established. There is hereby established a special fund for receiving contributions from private agencies for clean-up and other costs related to toxic material spills which occur within the boundaries of the City and County of San Francisco.

Said special fund shall be known and designated as the Toxic Materials Special Fund. Monies deposited in said fund shall be appropriated by the Board of Supervisors solely for the following purposes:

1. Procurement of professional and other contractual services necessary for the elimination and analysis of the toxic

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materials involved, and other related costs incurred to safeguard the health of the citizens of the City and County of San Francisco;

2. Payment to Department of Public Health personnel for overtime incurred as a result of such spills;

3. Purchase of necessary supplies and equipment.

(b) Administration of Expenditures from Fund.

The balance remaining in the Toxic Materials Special Fund at the close of any fiscal year shall be deemed to have been provided for a specific purpose within the meaning of the provisions of Section 6.306 of the Charter of the City and County of San Francisco and shall be carried forward and accumulated in said fund for the purposes cited herein.

Passed for Second Reading
Board of Supervisors, San Francisco
OCT 17 1983

Ayes: Supervisors Britt, ~~Hongisto,~~ Kennedy, ~~Kopp,~~ Maher, Molinari, ~~Nelder,~~ Renne, Silver, Walker, Ward.

Noes: Supervisors HONGISTO KOPP NELDER

~~Absent: Supervisors~~

John L. Taylor Clerk

389-83 File No.

OCT 31 1983 Approved

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
1983

Ayes: Supervisors Britt, ~~Hongisto,~~ Kennedy, ~~Kopp,~~ ~~Maher, Molinari, Nelder,~~ Renne, Silver, Walker, Ward.

~~Noes:~~ Supervisor NELDER

Absent: Supervisors HONGISTO KOPP MAHER MOLINARI

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

Dianne Feinstein Mayor

Amended in Cmte. 10/12/83

FILE NO. 391-83 ORIGINAL ORDINANCE NO. 517-83

(Special Alcohol Fund: Harriet St. Center and Alcoholism Evaluation and Treatment Center Programs)

AMENDING THE SAN FRANCISCO ADMINISTRATIVE CODE BY ADDING SECTION 10.117-38 THERETO, CREATING A SPECIAL ALCOHOL FUND FOR THE RECEIPT AND DISBURSEMENT OF FUNDS RECEIVED FROM THE SAN FRANCISCO DEPARTMENT OF PUBLIC HEALTH, COMMUNITY SUBSTANCE ABUSE SERVICES, HARRIET STREET CENTER AND ALCOHOLISM EVALUATION AND TREATMENT CENTER PROGRAMS.

NOTE: This section is entirely new.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Chapter 10 of the San Francisco Administrative Code is hereby amended by adding Section 10.117-38 thereto, to read as follows:

Section 10.117-38. Special Alcohol Fund: Harriet Street Center and Alcoholism Evaluation and Treatment Center Programs.

(a) Established. There is hereby established a special fund for receiving client source revenues from clients at the Harriet Street Center and the Alcoholism Evaluation and Treatment Center Programs.

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Said special fund shall be known and designated as the "Special Alcohol Fund: Harriet Street Center and Alcoholism Evaluation and Treatment Center Programs." Monies deposited in said fund shall be appropriated by the Board of Supervisors for the following purposes:

1. Client personal items;
2. Client transportation for special events;
~~3. Petty cash items;~~
3 ~~4~~. Linen; and
4 ~~5~~. Other program-related expenditures.

10/12/83
ah

(b) Administration of Expenditures from Fund. The balance remaining in said Fund at the close of any fiscal year shall be deemed to have been provided for a specific purpose within the meaning of the provisions of Section 6.306 of the Charter of the City and County of San Francisco and shall be carried forward and accumulated in said fund for the purposes cited herein.

Passed for Second Reading
Board of Supervisors, San Francisco
OCT 17 1983

Ayes: Supervisors Britt, ~~Hongisto,~~ Kennedy, ~~Kopp,~~ Maher, Molinari, ~~Nelder,~~ Renne, Silver, Walker, Ward.

Noes: Supervisors HONGISTO KOPP NELDER

~~Absent: Supervisors~~

John L. Taylor Clerk

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
OCT 24 1983

Ayes: Supervisors Britt, ~~Hongisto~~, Kennedy, ~~Kopp, Maher, Molinari, Nelder,~~ Renne, Silver, Walker, Ward.

Noes: Supervisors NELDER

Absent: Supervisors HONGISTO KOPP MAHER MOLINARI

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

391-83
File No.

OCT 27 1983
Approved

Mayor

AS AMENDED IN PH&D COMMITTEE
10/18/83

FILE NO. 149-82-3

ORDINANCE NO. 518-83

(Permits-City Planning)

PROHIBITING THE APPROVAL OF PERMITS FOR THE ESTABLISHMENT OF FINANCIAL INSTITUTIONS ON THOSE BLOCKS ON CLEMENT STREET BETWEEN ARGUELLO BOULEVARD AND FUNSTON AVENUE FOR A PERIOD OF TWELVE (12) MONTHS; PROVIDING FOR DEFINITION AND A SEVERABILITY CLAUSE.

NOTE: Additions are <u>underlined</u>; deletions are indicated by ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. <u>Purpose and Findings</u>. The Board of Supervisors, after considering complaints from citizens on Clement Street and testimony for and against the imposition of controls upon the proliferation of financial institutions in this area, makes the following findings:

A. The City and County of San Francisco is currently engaged in studying whether to revise certain permitted principal uses for neighborhood commercial use districts (C-1 and C-2). This study includes financial institutions on Clement Street between Arguello Boulevard and Funston Avenue.

B. For the purpose of this ordinance, financial institutions shall be defined as any bank, savings and loan, loan office, finance company or entity who, in the ordinary course of business makes advances against goods or documents of title, or who, by arrangement with a seller or a buyer, intervenes to make or collect payments due or claimed under contracts of sale.

C. Residents and merchants residing and doing business in the aforementioned area on Clement Street between Arguello

Boulevard and Funston Avenue, community organizations and other groups and individuals have expressed concern and alarm over the proliferation of financial institutions in the area. Such proliferation displaces existing residences, neighborhood businesses, services, and other community-oriented uses, and has a negative impact on the unique mixed-use quality of life in the neighborhood.

D. Prior to the initiation of the ordinance contained in Board of Supervisors File No. 149-82-3.1 on June 21, 1982, ((The)) the proliferation of financial institutions in this neighborhood ((has)) had contributed to ((the)) an increasing lack of affordable and available rental space for residential, neighborhood business and service, and other community-oriented uses.

E. ((This)) Such increased pressure ((has resulted)) did, prior to initiation of such ordinance, result in higher rental and land prices for existing uses in the aforementioned area and in ((the further reduction of opportunities for new housing developments or)) reduction of continued use of residential, neighborhood business and service, and other community-oriented purposes.

F. The aforementioned study may include, among other subjects, a consideration of the means, degree and extent to which the establishment of a special district in the area will lessen any adverse effects upon the surrounding residential areas or, at a minimum, will limit the increase of such adverse effects.

G. In order (1) to provide a reasonable period of time for the study to be performed and its recommendations implemented; and (2) to prevent the frustration of the beneficial results

of the study by premature approval of the locations of such financial institutions; and (3) to protect the public safety, health and welfare of the citizens of the City and County of San Francisco, the Board of Supervisors finds that this ordinance must be adopted.

Section 2. Applicability. No application for a permit for any new financial institution, as defined herein, shall be accepted, considered or approved for a location on Clement Street between Arguello Boulevard and Funston Avenue during the life of this ordinance. This section shall not be construed (1) to prohibit an existing financial institution from relocating to another location or expanding within the aforementioned area; or (2) to prohibit the establishment of such a financial institution within the aforementioned area by an applicant who has obtained approval, prior to May 6, 1982, for a license from either the Federal Home Loan Bank Board under Title XII, Section 545.14, of the Code of Federal Regulations, or from the California Department of Savings and Loans under State Financial Code Section 6000, or approval from either the United States Comptroller of the Currency under Title XII, United States Code Sections 21 through 27, inclusive, or Division of the California Financial Code (Banking Law).

Section 3. Benefits. The Board of Supervisors hereby determines that this ordinance is necessary: approving the location of such financial institutions in the aforementioned area while the adoption of new zoning regulations applicable to permits for such uses or other regulations associated with the operation of financial institutions is being considered could impair the benefits to be derived from the study referred to

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from the adoption of any regulations recommended thereby.

Section 4. Expiration. This ordinance shall expire by its own terms twelve (12) months after its effective date, unless sooner terminated or extended by action of the Board of Supervisors.

Section 5. Severability. If any section, subsection, subdivision, paragraph, sentence, clause or phrase of this ordinance, or any part thereof, is for any reason held to be unconstitutional, invalid or ineffective by any court of competent jurisdiction, such decision shall not affect the validity or effectiveness of the remaining portions of this ordinance or any part thereof. The Board of Supervisors hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause or phrase thereof irrespective of the fact that any one or more sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases was declared unconstitutional, invalid or otherwise ineffective.

APPROVED AS TO FORM:
GEORGE AGNOST, City Attorney

By Paula Jeson
Deputy City Attorney

7241C

assed for Second Reading

oard of Supervisors, San Francisco

OCT 24 1983

yes: Supervisors Britt, Hongisto, Kennedy, Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, Ward.

~~oes: Supervisors~~

Absent: Supervisors KOPP

John L. Taylor Clerk

149-82-3 NOV 4 1983

File No. Approved

Read Second Time and Finally Passed

Board of Supervisors, San Francisco

OCT 31 1983

Ayes: Supervisors ~~Britt,~~ Hongisto, ~~Kennedy,~~ Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, ~~Ward~~

~~Noes: Supervisors~~

Absent: Supervisors BRITT KENNEDY WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

Mayor

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FILE NO. 149-82-4 ORDINANCE NO. 519-83

PROHIBITING THE APPROVAL OF PERMITS FOR THE ESTABLISHMENT AND OPERATION OF RESTAURANTS, FAST FOOD ESTABLISHMENTS, AND BARS ON CLEMENT STREET BETWEEN PARK PRESIDIO BOULEVARD AND THIRTY-FOURTH AVENUE FOR TWELVE (12) MONTHS; PROVIDING FOR DEFINITIONS AND A SEVERABILITY CLAUSE.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Purpose and Findings. The Board of Supervisors, having received and considered numerous complaints from citizens residing in or about the neighborhood of Clement Street, between Park Presidio Boulevard and Thirty-Fourth Avenue, makes the following findings:

A. The residents residing in, merchants doing business, merchant and residential associations, councils and other groups in said Clement Street area between Park Presidio Boulevard and Thirty-Fourth Avenue, have expressed great concern and alarm over the proliferation of restaurants, bars, and fast food establishments in the area and the resulting problems of noise, scarcity of parking for the residents of the area, street and sidewalk congestion and the general reduction of the quality of residential life.

B. There are presently thirty seven (37) restaurants, bars and fast food establishments in the aforementioned area.

C. The exemption of retail establishments of five thousand (5,000) square feet or less from parking requirements imposed by the City Planning Code (Part II, Chapter II of the San Francisco Municipal Code), coupled with the change in use from residential and neighborhood serving retail establishments to restaurants, fast food establishments, and bars has placed a greatly increased burden on the existing, limited parking facilities in the surrounding area.

D. This increased traffic congestion has resulted in an increased number of violations of parking and traffic regulations as set forth in the Traffic Code (Part II, Chapter XI, of the San Francisco Municipal Code).

E. The City and County of San Francisco is currently engaged in a citywide study which will lead to amendments of the existing permitted uses in C-1 and/or C-2 neighborhood commercial use districts, including the entire length of Clement Street.

F. The aforementioned study may include, among other subjects, a consideration of the means, degree and extent to which the establishment of a special district in the area will lessen any adverse effects upon the surrounding residential areas or, at a minimum, will limit the increase of such adverse effects.

G. A reasonable period of time is necessary to conduct the aforementioned study to implement the recommendations thereof, to prevent the frustration of the benefits to be derived from the aforementioned study and for the purpose of protecting the public safety, health and welfare.

H. Noises and odors generated by certain restaurants, fast food establishments and bars in the aforementioned area using the rear yards cause disturbance to the public peace, particularly to

the peaceful enjoyment of property and sleep of those persons residing in adjacent buildings.

Section 2. Definitions.

For the purposes of this ordinance, the following definitions shall apply:

(1) Bar. Any tavern, cocktail lounge or other establishment which gives, sells or offers for sale beverages to the public, guests or patrons.

(2) Fast Food Establishments. Any premise which offers for retail sale for immediate off-premises consumption, ready-to-eat cooked food and beverages primarily served in or on disposable wrappers, containers, or plates and which has no seating capacity for consumption of food on the premise. This definition is not applicable to food operations which are an incidental part of a large business such as a supermarket.

(3) Restaurant. Any coffee shop, cafeteria, short order cafe, luncheonette, tavern, cocktail lounge, sandwich stand, soda fountain, caterer, which gives, sells or offers for sale, food to the public, or patrons, in which food is prepared on the premises for serving or consumption on or off the premises and which food requires no further preparation, and also includes manufacture of perishable food products that is prepared on the premises for sale directly to the public. The term "restaurant" shall not include itinerant restaurants, cooperative arrangements made by employees who purchase food or beverage for their own consumption and where no employee is assigned full time to care for or

operate equipment used in such arrangement, or private homes; nor shall the term "restaurant" include churches, church societies, private clubs or other nonprofit associations of a religious, philanthropic, civic improvement, social, political, or educational nature, which purchase food, food products, or beverages or which receive donations of food, food products, or beverages for services without charge to their members or for service or sale at a reasonable charge to their members or to the general public at occasional fund-raising events, for consumption on or off the premises at which the food, food products, or beverages are served or sold, if the service or sale of such food, food products or beverages does not constitute a primary purpose or function of the club or association, and if no employee is assigned full time to care for or operate equipment used in such arrangement.

Section 3. No application for a permit nor any permit for any restaurant, fast food establishment and bar as defined herein shall be received, considered or approved for any location within the above-referenced area; provided that the provision of this ordinance shall not apply to an existing restaurant, bar or fast food establishment relocating to another site within the aforementioned area, or to the expansion of an existing business to an adjacent building when the applicant had purchased or acquired the adjacent real property for the sole purpose of facilitating such expansion prior to the imposition of the moratorium in 1981.

Section 4. This ordinance shall expire by its own terms twelve (12) months after its effective date, unless sooner terminated earlier or extended by action of the Board of Supervisors.

Section 5. Severability. If any section, subsection, subdivision, paragraph, sentence, clause or phrase of this ordinance or any part thereof, is for any reason held to be unconstitutional or invalid or ineffective by any court of competent jurisdiction, such decision shall not affect the validity or effectiveness of the remaining portions of this ordinance or any part thereof. The Board of Supervisors hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause or phrase thereof irrespective of the fact that any one or more sections, subsections, subdivision, paragraphs, sentences, clauses or phrases be declared unconstitutional or invalid or ineffective.

APPROVED AS TO FORM:

GEORGE AGNOST, City Attorney

By Alice Kirkpatrick Barkley
Deputy City Attorney

15260

Passed for Second Reading
Board of Supervisors, San Francisco

OCT 24 1983

Ayes: Supervisors Britt, Hongisto, Kennedy, ~~Kopp~~, Maher, Molinari, Nelder, Renne, Silver, Walker, Ward.

~~Noes: Supervisors~~

Absent: Supervisor KOPP

John L. Taylor Clerk

14982-4 File No.

NOV 4 1983 Approved

Read Second Time and Finally Passed
Board of Supervisors, San Francisco

OCT 31 1983

Ayes: Supervisors ~~Britt~~, Hongisto, ~~Kennedy~~, Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, ~~Ward~~

~~Noes: Supervisors~~

Absent: Supervisors BRITT, KENNEDY, WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

D. Kinsler Mayor

Principal Librarian
Govt documents
Civic Center

FILE NO. 101-83-30

RECEIVED
CLERK OF THE BOARD OF SUPERVISORS
SAN FRANCISCO
1983 SEP 23 AM 10: 18

ORDINANCE NO. 520-83

(Government Funding)

APPROPRIATING $895 FOR OTHER CONTRACTUAL SERVICES, CIVIL SERVICE COMMISSION FOR F/Y 1983-84.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for F/Y 1983-84 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
01-001	General Fund		
G.L.491(000026)	Budget Revenue Retained		
Subsidiary(000052)	Contributed Revenue Reserve	$895	
30-00-00	Civil Service Commission		
10-1269(332601)	Other Contractual Services		$895

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

By: Thomas E. Kennedy
Deputy City Attorney

FUNDS AVAILABLE:

John C. Farrell
CONTROLLER

SEP 19 1983

RECOMMENDED:

Dianne Feinstein
Mayor

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Passed for Second Reading
Board of Supervisors, San Francisco
OCT 24 1983

Ayes: Supervisors Britt, ~~Hongisto,~~ Kennedy, ~~Kopp, Maher, Molinari,~~ Nelder, Renne, Silver, Walker, Ward.

~~Noes: Supervisors~~

Absent: Supervisors HONGISTO KOPP MAHER MOLINARI

John L. Taylor
Clerk

101-83-30
File No.

NOV 4 1983
Approved

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
OCT 31 1983

Ayes: Supervisors ~~Britt,~~ Hongisto, ~~Kennedy,~~ Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, ~~Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors BRITT KENNEDY WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor
Clerk

Dianne Feinstein
Mayor

FILE NO. 101-83-33

ORDINANCE NO. 521-83

(GOVERNMENT FUNDING)

APPROPRIATING $520,970 FOR PERMANENT SALARIES - MISCELLANEOUS AND RELATED MANDATORY FRINGE BENEFITS FOR THE APPROPRIATION OF FUNDS FOR TEN (10) POSITIONS, TEMPORARY SALARIES, PROFESSIONAL AND SPECIAL SERVICES, POSTAGE, OTHER CURRENT EXPENSES, FORMS, OTHER MATERIALS AND SUPPLIES, EQUIPMENT PURCHASE AND SERVICES OF OTHER DEPARTMENTS-DATA PROCESSING AND PRINTING AND REPRODUCTION, ASSESSOR, TREASURER, TAX COLLECTOR AND CONTROLLER FOR FY 1983-84.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for F/Y 1983-84 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
01-001	General Fund		
G.L. 491 (000026)	Budget Revenue Retained		
Subsidiary (000052)	Contributed Revenue Reserve	$520,970	
02-00-00	Assessor's Office		
01-0010 (301507)	Permanent Salaries-Miscellaneous		$ 64,280
04-0600	Mandatory Fringe Benefits		17,356
10-1299	Other Current Expenses		4,230
11-1399	Other Materials and Supplies		620
22-2260	Office Equipment		6,221
30-3400	Services of Other Departments-Data Processing		72,294
3500	Services of Other Departments-Printing & Reproduction		320
01-0010 (301564)	Permanent Salaries-Miscellaneous		12,220
04-0600	Mandatory Fringe Benefits		3,299
22-2260	Office Equipment		1,559
30-3400	Services of Other Departments-Data Processing		29,458
	Total Assessor's Office		$211,857
08-03-00	Treasurer-Tax Collector		
01-0010 (558031)	Permanent Salaries-Miscellaneous		38,130
02-0200	Temporary Salaries		9,117
04-0600	Retirement-City		$ 6,480
0606	Social Security		2,553
0610	Health Service		1,684
0620	Unemployment Insurance		187
0621	Unemployment Insurance-Adm. Cost		10
10-1001	Professional and Special Services		10,000
1233	Postage		3,000
11-1302	Forms		3,172
1399	Other Materials and Supplies		750
22-2200	Equipment Purchase		2,824
30-3400	Services of Other Departments-Data Processing		147,409
	Total Treasurer-Tax Collector		$225,316
09-01-00	Controller's Financial Services		
01-0010 (314053)	Permanent Salaries-Miscellaneous		$ 10,459
02-0200	Temporary Salaries		6,176
04-0600	Retirement-City		1,778
0606	Social Security		725
0610	Health Service		519
0620	Unemployment Insurance		67
0621	Unemployment Insurance-Adm. Cost		2
30-3400	Services of Other Departments-Data Processing		64,071
	Total Controller's Financial Services		$ 82,797
	Grand Total	$520,970	$520,970

Section 2. Funds are hereby appropriated for ten (10) positions created by amendment to the Annual Salary Ordinance (Board of Supervisors' File No.) as follows:

Fund	General Fund	
Department	Assessor's Office	
Classification	Rate of Pay	Create
4202 Assessment Clerk	562 B 677	3
4261 Real Property Appraiser	916 B 1109	2

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Department	Treasurer-Tax Collector	Create
1424 Clerk Typist	544 B 655	1
1630 Account Clerk	562 B 677	1
1650 Accountant	710 B 858	2

Department	Controller's Financial Services	
1721 Senior Data Entry Operator	594 B 717	1
	Total	10

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

BY: _____
Deputy City Attorney

APPROVED:
CIVIL SERVICE COMMISSION

BY: _____
General Manager, Personnel

FUNDS AVAILABLE:

John C Farrell
CONTROLLER

SEP 1 9 1983

RECOMMENDED:

10/6/83
Mayor

Passed for Second Reading
Board of Supervisors, San Francisco
OCT 2 4 1983

Ayes: Supervisors Britt, ~~Hongisto,~~ Kennedy, ~~Kopp, Maher, Molinari,~~ Nelder, Renne, Silver, Walker, Ward.

~~Noes: Supervisors~~

Absent: Supervisors HONGISTO KOPP MAHER MOLINARI

John L. Taylor
Clerk

101-83-33
File No.

NOV 4 1983
Approved

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
OCT 3 1 1983

Ayes: Supervisors ~~Britt,~~ Hongisto, ~~Kennedy,~~ Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, ~~Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors BRITT KENNEDY WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor
Clerk

Mayor

FILE NO. 102-83-14 ORDINANCE NO. 522-83

PUBLIC EMPLOYEES SAL.ORD.AMEND.NO. 15

AMENDING ORDINANCE NO. 412-83 (ANNUAL SALARY ORDINANCE, 1983-84) REFLECTING THE ADDITION OF 10 POSITIONS FOR THE OFFICES OF THE ASSESSOR, THE TREASURER-TAX COLLECTOR AND THE CONTROLLER.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The hereinafter designated items and sections of Ordinance No. 412-83 (Annual Salary Ordinance, 1983-84) are hereby amended so that the same shall read as follows:

(Amendment)	No. of Pos.	Class & Item No.	Class Title	Compensation Schedule
		Dept.: 02	Assessor	
		DP/DV/SC: 020100	Real Property	
		Fund: 01001	General Fund	
		Object: 001	Regular Misc.	
2 added	2	4261 A	Real Property Appraiser	SC,Z $ 916-1109
		Dept.: 02	Assessor	
		DP/DV/SC: 020300	Technical Services	
		Fund: 01001	General Fund	
		Object: 001	Regular Misc.	
3 added	3	4202 A	Assessment Clerk.	SC. . . 562-677
		Dept.: 08	Treasurer-Tax Collector	
		DP/DV/SC: 080370	Tax Collector	
		Fund: 01001	General Fund	
		Object: 001	Regular Misc.	
1 added	1	1424 A	Clerk Typist	SC. . . 544-655
1 added	1	1630 A	Account Clerk	SC. . . 562-677
2 added	2	1650 A	Accountant.	SC,Z . 710-858
		Dept.: 09	Controller	
		DP/DV/SC: 090104	Financial	
		Fund: 01001	General Fund	
		Object: 001	Regular Misc.	
1 added	1	1721 A	Sr. Data Entry Operator	SC. . . 594-717

APPROVED AS TO CLASSIFICATION:
CIVIL SERVICE COMMISSION

GENERAL MANAGER, PERSONNEL

APPROVED AS TO FORM:
GEORGE AGNOST, CITY ATTORNEY

By: Thomas A. Donnelly

NO. 15

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Passed for Second Reading
Board of Supervisors, San Francisco
OCT 24 1983

Ayes: Supervisors Britt, ~~Hongisto~~, Kennedy, ~~Kopp, Maher, Molinari~~, Nelder, Renne, Silver, Walker, Ward.

~~Noes: Supervisors~~

Absent: Supervisors HONGISTO KOPP MAHER MOLINARI

John L. Taylor Clerk

102-83-14 NOV 4 1983
File No. Approved

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
OCT 31 1983

Ayes: Supervisors ~~Britt~~, Hongisto, ~~Kennedy~~, Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, ~~Ward~~.

~~Noes: Supervisors~~

Absent: Supervisors BRITT KENNEDY WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

Mayor

FILE NO. 121-83-5 ORDINANCE NO. 523-83

(Sidewalk Obstructions)

AMENDING PART II, CHAPTER X, SAN FRANCISCO MUNICIPAL CODE (PUBLIC WORKS CODE) BY ADDING ARTICLE 5.3 THERETO, AMENDING PART II, CHAPTER VIII, SECTION 64, SAN FRANCISCO MUNICIPAL CODE (POLICE CODE), AUTHORIZING DISPLAY OF FRUITS AND VEGETABLES OR NON-FOOD MERCHANDISE IN PUBLIC SIDEWALK AREAS, AND AUTHORIZING DIRECTOR OF PUBLIC WORKS TO ISSUE REVOCABLE PERMITS, AND AMENDING PART II, CHAPTER VIII, SECTION 63, SAN FRANCISCO MUNICIPAL CODE (POLICE CODE), PROHIBITING THE LEASE OR RENTAL OF PUBLIC SIDEWALK AREAS.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Part II, Chapter X, San Francisco Municipal Code (Public Works Code) is hereby amended by adding Article 5.3 thereto, to read as follows:

ARTICLE 5.3

DISPLAY OF FRUITS AND VEGETABLES OR NON-FOOD MERCHANDISE ON PUBLIC SIDEWALKS

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Section 183. Designation of Sidewalk Display Areas.
Section 183-1 Authority to issue permits.
Section 183-2 Application for permit.
Section 183-3 Investigation and inspection - rules and regulations.
Section 183-4 Permit - permit fee.
Section 183-5 Conditions and restrictions.
Section 183-6 Suspension and revocation of permit.
Section 183-7 Denial of permit.

SEC. 183. - Designation of Sidewalk Display Areas.

(a) In addition to the area designated in Sec. 183-1 hereof the Board of Supervisors shall, upon recommendation of the Director of Public Works, consider for designation as sidewalk

display areas locations wherein retail commercial activity is permitted under the Planning Code (hereinafter referred to as "commercial area(s)") and in which merchants desire to display non-food merchandise in public sidewalk areas in front of business establishments. The Board of Supervisors may in its discretion then designate by resolution certain commercial areas as sidewalk display areas in which merchants may apply to the Director of Public Works for a permit to display non-food merchandise on the public sidewalk immediately in front of their business establishment.

(b) A commercial area shall be deemed eligible for consideration as a sidewalk display area if, based on surveys and studies prepared at the direction of the Director of Public Works or his/her designee, objective criteria establish that there is a desire by the merchants and residents of the area to permit sidewalk displays of non-food merchandise, that the sidewalks are sufficiently wide to accommodate such use without endangering public safety, that other commercial or industrial uses in the area are compatible with sidewalk displays and that sidewalk displays will not result in a significant increase in litter because of weather and wind conditions.

(c) Upon receipt of a verified petition by merchants conducting business in 50% of the commercial businesses within the area proposed for designation, the Director of Public Works or his/her designee shall undertake or cause to be undertaken such surveys or studies as are deemed necessary to determine whether a commercial area is eligible for sidewalk displays.

Within sixty days of receipt of a petition the Director of Public Works or his/her designee shall notice as herein provided a public hearing or hearings in or as close to the commercial

area as possible on the subject of eligibility of the commercial area under consideration for permission to establish sidewalk displays.

Notice of the public hearing or hearings provided for herein shall be published in the official newspaper of the City and County at least ten days before the hearing date and circularized generally in the neighborhood. The notice shall clearly state the purpose, time and location of the hearing and the boundaries tentatively considered for the proposed sidewalk display area. During such hearing or hearings any interested person shall be entitled to appear and be heard, subject to appropriate rules of order adopted by the Director of Public Works.

(d) Within thirty days of the completion of the hearing or hearings the Director of Public Works shall recommend by written report to the Board of Supervisors, based on the record of such hearing or hearings and the surveys and studies performed, whether to designate the commercial area under study as a sidewalk display area.

(e) The designation process and designation criteria set forth in this article shall also be utilized by the Director of Public Works and the Board of Supervisors in determining whether to remove designation as a sidewalk display area from a particular commercial area.

SEC. 183-1 - Authority to Issue Permits.

(a) The Director of Public Works is hereby authorized and enpowered to issue revocable permits for the placement of stands for the purpose of display of non-food merchandise in public sidewalk areas in front of business establishments in the areas designated by the Board of Supervisors pursuant to Section 183 of

this article and within the area bounded by the following: east of the east line of Hyde Street, north of the north line of Bush Street, west of the west line of Montgomery Street and south of the south line of Jefferson Street.

(b) The Director of Public Works is further authorized and empowered to issue revocable permits for the placement of display stands used for the purpose of displaying fruits, vegetables, living plants and cut flowers in any area in public sidewalk areas contiguous to business establishments in locations wherein retail commercial activity is permitted under the Planning Code.

(c) In determining the issuance of permits pursuant to subsection "a" and "b" above, the Director of Public Works shall consider the convenience and necessity of pedestrians, property owners, occupants, tenants, or of offices, stores, or shops in the vicinity, the dimensions of the public sidewalk areas, the location of nearby fire hydrants and similar factors, and shall further consider the commercial or residential character of the neighborhood and the impact of the proposed display on adjacent residential properties. The Director of Public Works shall forward all applications for the sidewalk display of fruits and vegetables or non-food merchandise to both the Police Department and the Department of Public Health for their review and comments prior to the issuance of permits.

SEC. 183-2 - Application for Permits. Each application for a permit to place displays of fruits and vegetables or non-food merchandise adjacent to a business establishment and each application to amend a permit previously issued hereunder shall state the name and address of the applicant and business nature of the establishment, a physical description of the sidewalk and

of the portion of the sidewalk proposed to be occupied, the general category of items to be displayed, and a description of the display stand, including size and building materials used or to be used.

SEC. 183-3 - Investigation and Inspection - Rules and Regulations. The Director of Public Works or his/her designee shall make all investigations and inspections necessary to the issuance of permits and shall have the power and authority to adopt and enforce such rules and regulations necessary for the protection of the public interest.

SEC. 183-4 - Permit: Application, Fee, Term, Display. No owner or operator of a business establishment shall occupy any portion of a public sidewalk with stands for the display of fruits and vegetables or non-food merchandise without first obtaining a permit to do so in accordance with the provisions of Section 183-2 of this Article. The permit application shall be on a form provided by the Department of Public Works, which form shall include the following provision: "The applicant hereby affirms that the applicant is not prohibited by any lease or rental agreement from locating a display on the sidewalk adjacent to applicant's place of business." Each application for a permit or an amendment to a permit shall be signed under penalty of perjury and must be accompanied by a check or money order in the amount of $50.00 payable to the Department of Public Works of the City and County of San Francisco. A permit issued pursuant hereto shall remain valid until revoked or until such time as the applicant no longer owns or operates said business establishment, whichever occurs earlier. Said permit shall be displayed in a conspicuous manner as determined by the Director of Public Works.

SEC. 183-5 - Conditions and Restrictions. The issuance of permits and the maintenance of stands for display of fruits and vegetables or non-food merchandise in front of business establishments by the permittee shall be subject to the following conditions and restrictions as well as such other conditions and restrictions as may be imposed by the Director of Public Works or his/her designee:

(a) Stands for the display of fruits and vegetables or non-food merchandise shall be confined to an area approved by the Director of Public Works.

(b) The fruits and vegetables or non-food merchandise displayed on the sidewalk shall be the same as displayed for sale on the premises in the business operated by the permittee.

(c) Fruits, vegetables or non-food merchandise shall be displayed on a stand approved by the Director of Public Works or his/her designee.

(d) The display stands, including merchandise, shall be a minimum of 2-1/2 feet and a maximum of six feet above the sidewalk, and shall extend into the sidewalk no more than 24 inches or 25% of the width, whichever is less, from the front of the building; provided, however, that fruits and vegetables shall not be displayed lower than 2-1/2 feet above the sidewalk.

(e) All fruits and vegetables shall be protected by an awning.

(f) All display stands shall be promptly removed from the sidewalk at the end of each business day.

(g) The permittee shall maintain the sidewalk in a clean condition at all times.

(h) The permittee shall keep the sidewalk area not occupied by the display stand free of obstructions at all times.

(i) There shall be no liability on the City or upon any of its officers, agents or employees for any damage sustained by the permittee from any cause arising out of permitted activities.Furthermore, the permittee shall agree to indemnify, defend and hold harmless the City and County, its officers and employees from any liability arising out of permitted activities.

(j) Each permittee shall, at his own expense, maintain in full force and effect an insurance policy or policies issued by an insurance company or companies satisfactory to the City's Controller. Policy or policies shall afford liability insurance in an amount not less than $1,000,000.00 covering all operations, including, but not limited to, premises, products, personal injuries and property damage or a combination of such injuries. Said policy or policies shall include the City and County of San Francisco and its officers and employees jointly and severally as additional insureds and shall apply as primary insurance and shall stipulate that no other insurance effected by the City and County of San Francisco will be called on to contribute to a loss covered hereunder. Said policy or policies shall provide thirty (30) days notice to Controller, City and County of San Francisco, Room 109, City Hall, if the policy or policies should be cancelled or materially changed.

(k) Any assignment or sale of a permit issued under this Article is prohibited.

(l) Sidewalk areas shall not be painted, landscaped or altered in any way without prior written approval of the Director of Public Works.

(m) A permit issued under this Article does not constitute a deed or grant of an easement by the City and is revocable at any time at the will of the Department of Public Works or the Board of Supervisors.

SEC. 183-6 - Suspension or Revocation of Permit. Permission granted under this Article to encroach upon a portion of a public sidewalk with displays for fruit and vegetables or non-food merchandise shall be subject to suspension or revocation by the Director of Public Works when the permittee violates any of the restrictions and conditions set forth in Section 183-5 of this Article, or any rule or regulation of the Director of the Department of Public Works adopted pursuant to the provisions of Section 183-3 of this Article. Said permission shall be automatically terminated upon the termination of the insurance stipulated under Section 183-5 of this Article or at such time as the permittee no longer owns or operates the business establishment, whichever occurs earlier. The effective date of any suspension or revocation of a permit shall be determined by the Director of Public Works.

SEC. 183-7 - Denial of Permit. Upon denial of a permit by the Director of Public Works, an applicant may file a notice of appeal to the Board of Permit Appeals.

Section 2. Part II, Chapter VIII, San Francisco Municipal Code (Police Code), is hereby amended by amending Section 64 to read as follows:

SEC. 64. Exceptions. The provisions of Section 63(a) of this Article shall not apply to:

(a) Goods or merchandise in actual course of receipt, delivery or removal;

(b) Lamp posts or hydrants, erected by permission of the Director of Public Works;

(c) Any tree, plant or shrub planted in the sidewalk area, or any boxed or potted tree, plant or shrub set on the sidewalk area when the containers are not attached to the building;

(d) Watering troughs placed by permission of the Director of Public Works upon sidewalks for the accommodation of the public;

(e) Bicycle racks or motorcycle racks placed upon the sidewalks by permission of the Director of Public Works and of the adjoining property owners for the accommodation of persons using such bicycle or motorcycle, the same not to exceed three feet in width and three feet in height and to be entirely devoid of advertising matter; provided, that motorcycle racks shall be supplied with a metallic pan for the purpose of catching oil drippings;

(f) Hitching posts placed by permission of the Director of Public Works upon sidewalks, in accordance with pattern indicated in the design approved by and on file in the office of said Director;

(g) Sockets to be placed upon the outer line of the sidewalk within the curb line for the support of flagpoles to be used for the display of flags. The said sockets shall be approved by, and installed under the supervision and to the satisfaction of, the Director of Public Works;

(h) "A" boards or advertising signs, placed and displayed by authorized representatives of the Armed Forces of the United States, in aid of their respective recruitment programs;

(i) A display stand placed on the sidewalk, within a certain area as set forth in Sections 183 and 183-1 of Article 5.3 of the Public Works Code, for display of fruits and vegetables or non-food merchandise. The display stand shall be approved by, placed under the supervision of, and maintained under conditions established by, the Director of Public Works.

Section 3, Part II, Chapter VIII, San Francisco Municipal Code

(Police Code), is hereby amended by amending Section 63 to read as follows:

SEC. 63. Obstructions on Streets and Sidewalks.

(a) It shall be unlawful for any person, firm or corporation, occupying or having charge or control of any premises, to place or cause to be placed, or suffer to remain upon the sidewalk, or upon the half of the street in front of such premises, any article or substance which shall obstruct the passage of such street or sidewalk for more than one hour at a time.

(b) It shall be unlawful for any person, firm or corporation to enter into a lease, rental agreement or contract of any kind, written or oral, with or without compensation, for the use of any street or sidewalk.

5825C

Passed for Second Reading

Board of Supervisors, San Francisco

OCT 24 1983

Ayes: Supervisors ~~Britt~~, Hongisto, Kennedy, ~~Kopp~~, Maher, Molinari, ~~Nelder~~, Renne, Silver, Walker, Ward.

Noes: Supervisors BRITT NELDER

Absent: Supervisor KOPP

John L. Taylor Clerk

121-83-5 NOV 4 1983

File No. Approved

Read Second Time and Finally Passed

Board of Supervisors, San Francisco

OCT 31 1983

Ayes: Supervisors ~~Britt~~, Hongisto, Kennedy, Kopp, Maher, Molinari, ~~Nelder~~, Renne, Silver, Walker, ~~Ward~~.

Noes: Supervisors BRITT NELDER

Absent: Supervisor WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

Mayor

AS AMENDED IN COMMITTEE
10/13/83

FILE NO. 121-83-12 ORDINANCE NO. 524-83

AMENDING THE MUNICIPAL CODE (POLICE CODE) BY ADDING ARTICLE 37 THERETO REGULATING POLICE EMERGENCY ALARM SYSTEMS, PRESCRIBING PENALTIES FOR VIOLATION OF THIS ARTICLE, INCLUDING A SEVERABILITY PROVISION AND ESTABLISHING THE EFFECTIVE DATE.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The San Francisco Municipal Code (Police Code) is hereby amended by adding Article 37 to read as follows:

NOTE: The entire article is new.

ARTICLE 37

POLICE EMERGENCY ALARM ORDINANCE

Sec. 3700. SHORT TITLE. This ordinance shall be known as "The Police Emergency Alarm Ordinance."

Sec. 3701. FINDINGS AND STATEMENT OF PURPOSE. The Board of Supervisors of the City of San Francisco finds and declares that:

(a) The vast majority of emergency alarms to which law enforcement officials respond are false alarms. Most false alarms are the result of improper maintenance or improper or careless use of an alarm system.

(b) The public and the police are subjected to needless danger when the police are called to respond to false alarms. In addition, police officers responding to false alarms are not available to carry out other police duties. In the interest of using limited law enforcement resources most effectively and efficiently, the number of false alarms can and must be reduced.

(c) The purpose of this article is to reduce the dangers and annoyances associated with the use of particular types of alarm systems and to encourage property owners to maintain their systems in good working condition and to use them properly.

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(d) A prolonged sound from an audible alarm system fixed to a motor vehicle is a public nuisance.

Sec. 3702. DEFINITIONS.

(a) "Alarm system" means an assembly of equipment and devices arranged to signal the presence of a hazard requiring urgent attention and to which police are expected to respond. The following devices shall not constitute alarm systems within the meaning of this article:

(i) devices which do not register alarms that are audible, visible, or perceptible outside the protected premises;

(ii) except as provided in Sec. 3703 hereof, alarm devices affixed to motor vehicles; and

(iii) alarm devices installed on a temporary basis by the police department.

(b) "Alarm user" means any person who owns, leases, is the agent of the owner or lessee of, or otherwise has possession or control of a premises on which an alarm system is installed.

(c) "Audible alarm system" means an alarm system which produces a sound capable of being heard outdoors when it is activated.

(d) "False alarm" means an alarm system signal resulting in a response by the police department when an emergency does not exist. An alarm shall be presumed to be false if the police officers responding do not locate any evidence of an intrusion or commission of an unlawful act or emergency on the premises which might have caused the alarm to sound. Alarms caused by earthquakes, hurricanes, tornadoes, or other violent acts of nature shall be deemed not to be false alarms.

(e) "Person" includes an individual, partnership, unincorporated association or corporation.

(f) "Premises" means any land and building located within the City and County of San Francisco, except land or buildings owned, rented, or leased by the federal government, the State of California or any political subdivision or agency thereof, or the City and County of San Francisco, including the public schools.

Sec. 3703. MOTOR VEHICLE ALARM SYSTEM

(a) An audible alarm system affixed to a motor vehicle shall be equipped with an automatic shutoff which shuts off the alarm within a maximum of 15 minutes from the time of activation. Such alarm may not emit a sound similar to the sound emitted by sirens in use on emergency vehicles or to those used for civil defense purposes. For purposes of this section, any variable tone, as opposed to one steady pitch, shall be considered similar to the sound emitted by an emergency vehicle siren.

(b) The police department is authorized to abate the nuisance of an audible alarm system affixed to a motor vehicle which sounds beyond 15 minutes by using any means necessary to disconnect the vehicle alarm. The expense of disconnecting the alarm shall be a lien against the motor vehicle and shall be the personal obligation of the owner thereof.

(c) Except as provided in this section, the provisions of this article are otherwise not applicable to alarm systems affixed to motor vehicles. Audible vehicle alarms are, however, subject to the requirements of Article 29 which prohibits unnecessary, excessive and offensive noises from all sources.

Sec. 3704. LIMITATIONS ON AUDIBLE ALARM SYSTEMS.

(a) It shall be unlawful to install or sell an audible alarm system which upon activation emits a sound similar to the sound emitted by sirens in use on emergency vehicles or for civil defense purposes. This does not apply to sirens mounted inside a building

which cannot be heard outside the building. For purposes of this section, any variable ~~tone~~ siren, as opposed to one steady pitch, shall be considered to emit a sound similar to the sound emitted by an emergency vehicle. ~~siren~~.

(b) It shall be unlawful to operate an audible alarm system which does not shut off within a maximum time of 15 minutes from the time of activation. This may be accomplished with either an automatic shutoff or by manual operation. If the alarm has an automatic shutoff with a rearming phase, the rearming phase must be able to distinguish between an open and closed circuit, and if the circuit is broken the system shall not rearm.

(c) For the purposes of administering Article 29, "regulation of noise," an alarm which does not shut off within the prescribed time is deemed to be unnecessary, excessive and offensive.

Sec. 3705. LIMITATIONS ON AUTOMATIC DIALING DEVICES. A device which is interconnected to a telephone line and programmed to select a predetermined telephone number, and which transmits by voice message or code signal an emergency message indicating need for emergency response, may not be programmed to select any telephone line assigned to the San Francisco Police Department.

Sec. 3706. BACK-UP POWER SUPPLY. Any alarm system installed in San Francisco after January 30, 1984 shall be supplied with an uninterruptible power supply in such a manner that the failure or interruption of the normal electric utility service will not activate the alarm system. The power supply must be capable of at least four hours of operation.

Sec. 3707. PROHIBITION AGAINST ALARM SYSTEMS WHICH EMIT FALSE ALARMS; NOTICE OF FALSE ALARMS.

(a) No alarm user shall operate or maintain an alarm system which emits false alarms.

(b) Notice of a false alarm shall be given by leaving a copy of a form "alarm response card" on the premises in a manner reasonably calculated to bring the card to the attention of one who has possession or control of the premises.

Sec. 3708. PENALTIES FOR FALSE ALARMS.

(a) Violation of the provisions of Section 3707 shall constitute an infraction and be punishable by not more than the following fines:

(i) for the third false alarm in any 60-day period, a fine of $25;

(ii) for the fourth false alarm in any 60-day period, a fine of $75; and

(iii) for the fifth and for each additional false alarm in any 60-day period, $150.

10/13/83

(b) Independently controlled alarms within the same premises shall constitute a separate alarm system.

(c) No citation shall be issued for a third false alarm unless the alarm user has been given personal notice of the first two false alarms. For the purposes of this section, notice mailed to the "owner or occupant of the premises" by first class mail shall be deemed personal notice.

Sec. 3709. SEVERABILITY. If any provisions of this article, or the application thereof to any person or circumstance, is for any reason held to be unconstitutional or invalid or ineffective by any court of competent jurisdiction, the remainder of this article and the applicability of such provision to other persons and circumstances shall not be affected thereby.

///

///

Sec. 3710. EFFECTIVE DATE. The provisions of this article shall take effect on January 30, 1984.

APPROVED AS TO FORM:

GEORGE AGNOST, City Attorney

By _____
Deputy City Attorney

9/8/83
1893J

Passed for Second Reading

Board of Supervisors, San Francisco

OCT 24 1983

Ayes: Supervisors Britt, Hongisto, Kennedy, ~~Kopp~~, Maher, Molinari, Nelder, Renne, Silver, Walker, Ward.

~~Noes: Supervisors~~

Absent: Supervisor KOPP

John L. Taylor Clerk

121-83-12 File No.

NOV 1983 Approved

Read Second Time and Finally Passed

Board of Supervisors, San Francisco

OCT 31 1983

Ayes: Supervisors Britt, Hongisto, Kennedy, Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, ~~Ward.~~

~~Noes: Supervisors~~

Absent: Supervisor WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

Mayor

Principal Librarian
Govt documents
Civic Center

FILE NO. 397-83 ORDINANCE NO. 525 83

(TAX-REFUND DIVERSION FOR COUNTIES)

AUTHORIZING THE CITY AND COUNTY OF SAN FRANCISCO TO PARTICIPATE IN THE STATE INCOME TAX DIVERSION PROGRAM TO SATISFY COUNTY JUDGMENT DEBTS PURSUANT TO GOVERNMENT CODE SECTION 12419.8 AND DIRECTING THE TAX COLLECTOR ATTORNEY TO BE THE DESIGNATED PERSON RESPONSIBLE FOR MAKING OFFSET REQUESTS

~~WHEREAS, the City and County of San Francisco is the holder of numerous unsatisfied judgments against various individuals and the majority of these judgment debts originated in, and are held by the Treasurer, Tax Collector Department,~~

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City and County of San Francisco is hereby authorized to participate in the Tax Refund Diversion Program operated by the California Controller pursuant to Government Code Section 12419.8.

Section 2. The Tax Collector Attorney in the Treasurer, Tax Collector Department, is hereby designated the county officer who will be responsible for transmitting unsatisfied judgments to the Franchise Tax Board for Income Tax Refund diversion and receiving the remittances from any income tax refunds diverted pursuant to Government Code Section 12419.8.

RECOMMENDED BY:

THAD BROWN
Tax Collector

APPROVED BY:

MARY L. CALLANAN
Treasurer

DOCUMENTS DEPT.
DEC 2 1983
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PUBLIC LIBRARY

Passed for Second Reading
Board of Supervisors, San Francisco
OCT 24 1983

Ayes: Supervisors Britt, ~~Hongisto~~, Kennedy, ~~Kopp~~, ~~Maher~~, ~~Molinari~~, Nelder, Renne, Silver, Walker, Ward.

~~Noes: Supervisors~~

Absent: Supervisors HONGISTO KOPP MAHER MOLINARI

John L. Taylor Clerk

397-83 File No.

NOV 4 1983 Approved

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
OCT 31 1983

Ayes: Supervisors ~~Britt~~, Hongisto, ~~Kennedy~~, Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, ~~Ward~~.

~~Noes: Supervisors~~

Absent: Supervisors BRITT KENNEDY WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

Mayor

AMENDED IN COMMITTEE 10/26/83

FILE NO. 36-82-9.2 ORDINANCE NO. 526-83

(Zoning)

ADOPTING CHANGES IN PROPERTY USE CLASSIFICATION AS AN AMENDMENT TO THE ZONING MAP OF THE CITY AND COUNTY OF SAN FRANCISCO, CHANGING CLASSIFICATION OF PROPERTY KNOWN AS WISCONSIN STREET SITE FROM P TO RH-1 DISTRICT.

/26/83
ah

Be it ordained by the People of the City and County of San Francisco:

Section 1. Pursuant to resolution of the Board of Supervisors, adopting the final negative declaration as its own, and pursuant to Section 302(c) of the City Planning Code, Part II, Chapter II of the San Francisco Municipal Code, the following change in property use classification, duly approved by resolution of the City Planning Commission, is hereby adopted as an amendment to the Zoning Map of the City and County of San Francisco.

Description of Property	Use District to be Superseded	Use District Hereby Approved
Beginning at the point of intersection of the south line of 23rd Street and the west line of Carolina Street; thence running southerly along said west line of Carolina Street a distance of 866 feet; thence westerly at a right angle 100 feet; thence northerly at a right angle 366.67 feet; thence westerly at a right angle 100 feet to the east line of De Haro Street; thence northerly at a right angle along said east line 199.33 feet; thence easterly at a right angle 100 feet; thence northerly at a right angle 233.33 feet; thence easterly at a right angle 50 feet; thence northerly at a right angle 66.667 feet to the south line of 23rd Street; thence easterly at a right angle along said south line 50 feet to the point of beginning; being all of Lot 1 in Assessor's Block 4218; and adjacent street areas to their centerline;	P (Public)	RH-1 (House, One-Family)
and beginning at a point 641 feet south of the intersection of the south line of 23rd Street and the west line of Wisconsin Street; thence running southerly along said west line of Wisconsin Street 225 feet; thence westerly at a right angle 200 feet to the east line of Carolina Street; thence northerly at a right angle 225 feet; thence easterly at a right angle 200 feet to the point of beginning; being all of Lot 15 in Assessor's Block 4219; and adjacent street areas to their centerline;		

and beginning at a point 866 feet south of the intersection of the south line of 23rd Street and the west line of Wisconsin Street; thence running southerly along said west line of Wisconsin Street 409 feet to its intersection with 26th Street; thence westerly along 26th Street at a right angle 200 feet to its intersection with Carolina Street; thence northerly along Carolina Street at a right angle 409 feet; thence easterly at a right angle 200 feet to the point of beginning; being all of Lots 10 and 9 in Assessor's Block 4284A; and adjacent street areas to their centerline;

and beginning at a point 866 feet south of the intersection of the south line of 23rd Street and the west line of Carolina Street; thence running southerly along said west line of Carolina Street approximately 413 feet to the intersection of 26th Street; thence west southwesterly approximately 214.097 feet along the north line of 26th Street to the beginning of a curve which connects said north line of 26th Street with the east line of De Haro Street; thence along the curve with an arc length of 16.986 feet to the end of said curve; thence to another arc of a curve proceeding north northwesterly along De Haro Street a length of 133.041 feet; thence northerly along De Haro Street a distance of 337 feet; thence at a right angle easterly a distance of 230 feet to the west line of Carolina Street and the point of beginning; being all of Lots 13, 3, 11 and 12 in Assessor's Block 4283A; and adjacent street areas to their centerline;

and beginning at the point of intersection of the west line of De Haro Street and the north line of 26th Street; thence northerly 133 feet along said west line of De Haro Street; thence at a right angle westerly a distance of 100 feet; thence at a right angle southerly a distance of 133 feet to the north line of 26th Street; thence easterly at a right angle along 26th Street to the point of beginning; being all of Lot 6 in Assessor's Block 4282A; and adjacent street areas to their centerline.

APPROVED AS TO FORM:
GEORGE AGNOST, CITY ATTORNEY

By Alice Ann Gle Buckley
Deputy City Attorney

RECOMMENDED:
CITY PLANNING COMMISSION

By Dean L. Macris
Dean L. Macris
Director of Planning

Passed for Second Reading
Board of Supervisors, San Francisco

OCT 31 1983

Ayes: Supervisors Britt, Hongisto, Kennedy, ~~Kopp~~, Maher, Molinari, Nelder, Renne, Silver, Walker, ~~Ward~~.

~~Noes: Supervisors~~

Absent: Supervisors KOPP WARD

John L. Taylor
Clerk

36-82-9.2
File No.

NOV 10 1983
Approved

Read Second Time and Finally Passed
Board of Supervisors, San Francisco

NOV 7 1983

Ayes: Supervisors Britt, Hongisto, Kennedy, ~~Kopp~~, Maher, Molinari, Nelder, Renne, Silver, Walker, Ward.

~~Noes: Supervisors~~

Absent: Supervisors KOPP

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor
Clerk

Dianne Feinstein
Mayor

AMENDMENT OF THE WHOLE PRESENTED IN COMMITTEE; AMENDED 10/26/83

FILE NO. 241-82-2

ORDINANCE NO. 527-83

(Sale of Property)

10/26/83 ah

AUTHORIZING EXECUTION OF DISPOSITION AGREEMENT, AS AMENDED, AND HOLD HARMLESS FOR SALE OF APPROXIMATELY 8.7 ACRES OF CITY-OWNED PROPERTY TO BARRATT NORTHERN CALIFORNIA, INC., A DELAWARE CORPORATION, FOR PURPOSES OF DEVELOPING LOW, MODERATE AND MIDDLE INCOME SINGLE FAMILY HOUSING.

BE IT ORDAINED, by the People of the City and County of San Francisco:

Section 1. The City and County of San Francisco owns the former Wisconsin Street Housing Site designated as Lot 1, Block 4218; Lot 15, Block 4219; Lot 6 4282A; Lots 12 and 13, Block 4283A and Lots 9 and 10, Block 4284A.

Section 2. The Mayor's Office of Housing and Economic Development proposes, that the property be privately developed with low, moderate and middle income single family housing, with financing assistance in accordance with Chapter 1-5 of Part 5 of Division 31 of the Health and Safety Code of the State of California.

Section 3. On April 16, 1982 the Board of Supervisors by Resolution No. 257-82 adopted the final negative declaration for the Wisconsin Street Project finding and determining that reclassification of the property would have no significant impact on the environment.

Section 4. The Planning Commission of the City and County of San Francisco has reported the project to be in conformance with the Master Plan.

Section 5. An independent M.A.I. appraisal, contracted for by the Department of Real Estate, has determined that the project is not feasible if any value is placed on the land.

Section 6. The Director of Property concurs with the above determination.

Section 7. The Board of Supervisors on July 12, 1982 approved

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Resolution No. 547-82 authorizing the issuance, sale and delivery of City and County of San Francisco 1982 Single Family Mortgage Revenue Bonds. Under the terms of said resolution, the Home Mortgage Finance Program Rules and Regulations Establishing Eligibility Criteria for Mortgagors And Home Mortgagees were approved and adopted. Under Section 2(D) of the rules and regulations the acquisition cost of a home shall not exceed 90% of the applicable average area purchase price for the type of home being financed. Under the terms of the Wisconsin Street Disposition Agreement, as amended, the acquisition cost of a unit may in some cases exceed this 90% limit due to the attachment of a land subsidy lien. Pursuant to Section 7(A) of the rules and regulations the City has the right to waive any rule or regulation, to the extent permitted by Chapters 1-5 of Part 5 of Division 31 of the Health and Safety Code of the State of California. ("The Act"). This waiver is permitted by the Act. The Board hereby finds that the 1982 Single Family Mortgage Revenue Bond Rules and Regulations, Section 2(D), should be waived for the Wisconsin Street Project.

10/26/83 ah

Section 8. Upon acquisition of Lot 11, Block 4283A, said parcel is to be included in the project.

Section 9. Upon vacation of a portion of Carolina Street, as shown on SUR582, and portions of 26th, DeHaro and Wisconsin Streets as shown on SUR583, said parcels are to be included in the project.

Section 10. The Board hereby finds the execution of the Disposition Agreement, as amended, for Wisconsin Street Houses Project between the City and County of San Francisco and Barratt Northern California, Inc., a copy of which is on file with the Clerk of this Board, and the sale of said property to Barratt Northern California, Inc., for $1.00 for development in accordance with said Agreement is for a public purpose and will promote the general welfare of the community.

10/26/83 ah

///

10/26/83
ah

Section 11. The Mayor is hereby authorized and directed to execute said Disposition Agreement, as amended.

Section 12. In accordance with said Disposition Agreement, as amended, the City and County of San Francisco will hold Barratt harmless for the following:

(a) Any legal action initiated or authorized by City against any third parties to obtain possession of the 10-unit apartment house located at 32 Pali Road.

(b) Any claims or litigation initiated by third parties pertaining to the legality of any permit, approval, or resolution issued in connection with this Agreement.

10/26/83
ah

(c) Any act taken by Barratt which is required by the Disposition Agreement, as amended, including but not limited to the establishment of an open space, provided that said act is not one otherwise imposed by law or contract upon Barratt, and is not performed negligently or maliciously by Barratt.

10/26/83
ah

Section 13. In accordance with said Disposition Agreement, as amended, the Mayor is hereby authorized and directed to execute, and the Director of Property shall deliver a Grant Deed to Barratt Northern California, Inc., a California corporation, the following parcels:

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///
///

Lot 1 - Block 4218

Lot 15 - Block 4219

Lot 6 - Block 4282A

Lot 11)
Lot 12) - Block 4283A
Lot 13)

Lot 9) - Block 4284A
Lot 10)

Portion of Carolina Street as shown on SUR582

Portions of 26th, DeHaro and Wisconsin Streets as shown on SUR583

APPROVED AS TO FORM:

GEORGE AGNOST, City Attorney

By: _____
Deputy City Attorney

APPROVED:

By: _____
Director
Mayor's Office of Housing and Economic Development

By: _____
Director of Property

By: _____
Chief Administrative Officer

8284C

Passed for Second Reading
Board of Supervisors, San Francisco
OCT 31 1983

Ayes: Supervisors Britt, Hongisto, Kennedy, ~~Kopp~~, Maher, Molinari, Nelder, Renne, Silver, Walker, ~~Ward~~

~~Noes: Supervisors~~ KOPP

Absent: Supervisors WARD

John L. Taylor Clerk

241-82-2
File No.

NOV 10 1983
Approved

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
NOV 7 1983

Ayes: Supervisors Britt, Hongisto, Kennedy, ~~Kopp~~, Maher, Molinari, Nelder, Renne, Silver, Walker, Ward.

~~Noes: Supervisors~~

Absent: Supervisors KOPP

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

Dianne Feinstein
Mayor

Principal Librarian
Govt documents
Civic Center

FILE NO. 45-83-60

ORDINANCE NO. 528-83

(SETTLEMENT OF LAWSUIT)

AUTHORIZING SETTLEMENT OF LITIGATION OF ANTHONY FRANCAVILLA AGAINST THE CITY AND COUNTY OF SAN FRANCISCO FOR $7,000.00.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized to settle the action entitled "ANTHONY FRANCAVILLA v. CITY AND COUNTY OF SAN FRANCISCO, et al.," U.S.D.C. Court No. C83-0671 WWS, by the payment of $7,000.00.

APPROVED AS TO FORM AND RECOMMENDED:

GEORGE AGNOST
City Attorney

By: GARRETT McDONALD
Deputy City Attorney

RECOMMENDED:

SAN FRANCISCO POLICE DEPARTMENT

By: CORNELIUS MURPHY
Chief of Police

FUNDS AVAILABLE: 100158 1-50

John C Farrell
Controller

SEP 23 1983

APPROVED:

POLICE COMMISSION:

By: Nellie E. Fry
Secretary

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DEC 15 1983
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Passed for Second Reading
Board of Supervisors, San Francisco
OCT 31 1983

Ayes: Supervisors ~~Britt~~, Hongisto, ~~Kennedy~~, Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, ~~Ward~~

~~Noes: Supervisors~~

Absent: Supervisors BRITT KENNEDY WARD

John L. Taylor Clerk

45-83-60 File No.

NOV 10 1983 Approved

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
NOV 7 1983

Ayes: Supervisors ~~Britt~~, Hongisto, Kennedy, ~~Kopp~~, Maher, Molinari, Nelder, Renne, Silver, Walker, ~~Ward~~

~~Noes: Supervisors~~

Absent: Supervisors BRITT KOPP WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

Dianne Feinstein Mayor

FILE NO. [illegible]

ORDINANCE NO. 529-83

[SETTLEMENT OF LAWSUIT]

AO #103

AUTHORIZING SETTLEMENT OF LITIGATION OF YOUNG IN LEE and ANGELA LEE, a minor, by and through her guardian, ad litem, YOUNG IN LEE, and YOUNG IN LEE AND KEUN UNG LEE, AGAINST CITY AND COUNTY OF SAN FRANCISCO

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized to settle the action entitled "YOUNG IN LEE and ANGELA LEE a minor, by and through her guardian, ad litem YOUNG IN LEE v. CITY AND COUNTY OF SAN FRANCISCO, et al., Superior Court No. 800-550, as to YOUNG IN LEE only, by the payment of $5,000.00.

APPROVED AS TO FORM AND RECOMMENDED:

GEORGE AGNOST, City Attorney

By: GREGORY T. WINSLOW
Deputy City Attorney

FUNDS AVAILABLE: 309135 1450

John C. Farrell
Controller

SEP 23 1983

RECOMMENDED:

CORNELIUS MURPHY, JR., Chief
SAN FRANCISCO POLICE DEPARTMENT

APPROVED:

Secretary

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DEC 15 1983
SAN FRANCISCO
PUBLIC LIBRARY

Passed for Second Reading
Board of Supervisors, San Francisco
OCT 31 1983

Ayes: Supervisors ~~Britt~~, Hongisto, ~~Kennedy~~, Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, ~~Ward~~.

~~Noes: Supervisors~~

Absent: Supervisors BRITT, KENNEDY, WARD

John L. Taylor Clerk

45-83-61
File No.

NOV 10 1983
Approved

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
NOV 7 1983

Ayes: Supervisors ~~Britt~~, Hongisto, Kennedy, ~~Kopp~~, Maher, Molinari, Nelder, Renne, Silver, Walker, ~~Ward~~.

~~Noes: Supervisors~~

Absent: Supervisors BRITT, KOPP, WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

Mayor

FILE NO. 45-83-63

ORDINANCE NO. 530-83

(SETTLEMENT OF LAWSUIT)

AUTHORIZING SETTLEMENT OF LITIGATION OF KEVIN PARENTE AGAINST THE CITY AND COUNTY OF SAN FRANCISCO FOR $15,000.00.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized to settle the action entitled "KEVIN PARENTE v. CITY AND COUNTY OF SAN FRANCISCO, et al., "Superior Court No. 778-162, by the payment of $15,000.00.

APPROVED AS TO FORM AND RECOMMENDED:
GEORGE AGNOST, City Attorney

By: Roger W. Hackley
ROGER W. HACKLEY
Deputy City Attorney

By: John J. Taheny Jr.
JOHN J. TAHENY, JR.
Chief Trial Deputy

FUNDS AVAILABLE:

John C Farrell
Controller

OCT 12 1983

RECOMMENDED:

SAN FRANCISCO POLICE DEPARTMENT

By: Cornelius Murphy
CORNELIUS MURPHY
Chief of Police

APPROVED:

POLICE COMMISSION:

By: Willie L. Brown
Secretary

FMI/vp

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DEC 15 1983
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Passed for Second Reading
Board of Supervisors, San Francisco
OCT 31 1983

Ayes: Supervisors ~~Britt,~~ Hongisto, ~~Kennedy,~~ Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, ~~Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors BRITT KENNEDY WARD

John L. Taylor
Clerk

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
NOV 7 1983

Ayes: Supervisors ~~Britt,~~ Hongisto, Kennedy, ~~Kopp,~~ Maher, Molinari, Nelder, Renne, Silver, Walker, ~~Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors BRITT KOPP WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor
Clerk

45-83-63
File No.

NOV 10 1983
Approved

Dianne Feinstein
Mayor

FILE NO. 46-83-7

1983 OCT -4 PM 3:39

BY

ORDINANCE NO. 531-83

(Lawsuit)

AUTHORIZING SETTLEMENT OF LITIGATION OF CITY AND COUNTY OF SAN FRANCISCO V. WING MING TUNG, ET AL, UPON THE RECEIPT OF THE SUM OF $16,666.66 AND AUTHORIZING DISMISSAL OF SAID LITIGATION.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized and directed to settle San Francisco Superior Court Number 791-563 entitled "City and County of San Francisco, Intervenor, vs. Wing Ming Tung, et al., Defendants by the acceptance of the sum of $16,666.66.

Section 2. Upon receipt of said sum of $16,666.66 the City Attorney is authorized to dismiss said complaint.

APPROVED AS TO FORM AND RECOMMENDED:

GEORGE AGNOST
City Attorney

By: Dan Maguire
DAN MAGUIRE
Deputy City Attorney

RECOMMENDED:

RETIREMENT BOARD
SAN FRANCISCO CITY AND COUNTY
EMPLOYEES' RETIREMENT SYSTEM

By: F. Walter Johnson
F. WALTER JOHNSON
Executive Assistant to General Manager

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DEC 15 1983
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PUBLIC LIBRARY

Passed for Second Reading
Board of Supervisors, San Francisco
OCT 31 1983

Ayes: Supervisors ~~Britt~~, Hongisto, ~~Kennedy~~, Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, ~~Ward~~

~~Noes: Supervisors~~

Absent: Supervisors BRITT, KENNEDY, WARD

John L. Taylor Clerk

46-83-7
File No.

NOV 10 1983
Approved

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
NOV 7 1983

Ayes: Supervisors ~~Britt~~, Hongisto, Kennedy, ~~Kopp~~, Maher, Molinari, Nelder, Renne, Silver, Walker, ~~Ward~~

~~Noes: Supervisors~~

Absent: Supervisors BRITT, KOPP, WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

Dianne Feinstein
Mayor

FILE NO 101-83-34

ORDINANCE NO. 532-83

(GOVERNMENT FUNDING)

APPROPRIATING $9,750 FOR AUTOMOTIVE PURCHASE, DEPARTMENT OF ELECTRICITY FOR F/Y 1983-84.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for F/Y 1983-84 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
01-001	General Fund		
G. L. 491 (000026)	Budget Revenue Retained		
Subsidiary (000052)	Contributed Revenue Reserve	$9,750	
75-00-00	Department of Electricity		
22-2201 (425108)	Automotive Purchase		$9,750

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

BY: Thomas A. Kennedy
Deputy City Attorney

FUNDS AVAILABLE
John C. Farrell
CONTROLLER

RECOMMENDED: OCT 04 1983
Dianne Feinstein
Mayor

DOCUMENTS DEPT.
DEC 15 1983
SAN FRANCISCO
PUBLIC LIBRARY

Passed for Second Reading
Board of Supervisors, San Francisco
OCT 31 1983

Ayes: Supervisors ~~Britt~~, Hongisto, ~~Kennedy~~, Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, ~~Ward~~.

~~Noes: Supervisors~~

Absent: Supervisors BRITT, KENNEDY, WARD

John L. Taylor
Clerk

101-83-34
File No.

NOV 10 1983
Approved

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
NOV 7 1983

Ayes: Supervisors ~~Britt~~, Hongisto, Kennedy, ~~Kopp~~, Maher, Molinari, Nelder, Renne, Silver, Walker, ~~Ward~~.

~~Noes: Supervisors~~

Absent: Supervisors BRITT, KOPP, WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor
Clerk

Dianne Feinstein
Mayor

AMENDED IN COMMITTEE 10/26/83

FILE NO. 101-83-36

ORDINANCE NO. 533-83

(GOVERNMENT FUNDING)

APPROPRIATING $193,442 ~~$228,651~~ FOR PROGRAM PROJECT BUDGET (PURCHASING DEPARTMENT MODERNIZATION PROGRAM), PURCHASING MAIN OFFICE FOR F/Y 1983-84.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for F/Y 1983-84 as follows:

DEPARTMENT AND FUNDS	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
01-001	General Fund		
G.L. 491 (000026)	Budget Revenue Retained		
Subsidiary (000052)	Contributed Revenue Reserve	$193,442 ~~$228,651~~	
91-01-00	Purchasing-Main Office		
20-2010 (540518)	Program Project Budget		
Proj.	Modernization Program		$193,442 ~~$228,651~~

APPROVED AS TO FORM:
THOMAS P. MENOSI, CITY ATTORNEY

BY: Thomas P. Menosi
Deputy City Attorney

FUNDS AVAILABLE:
John C Farrell
CONTROLLER

RECOMMENDED: OCT 05 1983
Dianne Feinstein
Mayor

DOCUMENTS DEPT.
DEC 15 1983
SAN FRANCISCO
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Passed for Second Reading
Board of Supervisors, San Francisco
OCT 31 1983

Ayes: Supervisors Britt, Hongisto, Kennedy, ~~Kopp~~, Maher, Molinari, Nelder, Renne, Silver, Walker, ~~Ward~~

~~Noes: Supervisors~~

Absent: Supervisors KOPP WARD

John L. Taylor
Clerk

101-83-36
File No.

NOV 10 1983
Approved

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
NOV 7 1983

Ayes: Supervisors ~~Britt~~, Hongisto, Kennedy, ~~Kopp~~, Maher, Molinari, Nelder, Renne, Silver, Walker, ~~Ward~~

~~Noes: Supervisors~~

Absent: Supervisors BRITT KOPP WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor
Clerk

Dianne Feinstein
Mayor

AMENDED IN COMMITTEE 10/26/83

FILE NO. 101-83-37 ORDINANCE NO. 534-83

(GOVERNMENT FUNDING)

26/83 APPROPRIATING $29,867 ~~$35,000~~ FOR PROPERTY RENTAL AND OTHER CURRENT EXPENSES AND RESCINDING $29,867 ~~$35,000~~ FROM PROFESSIONAL AND SPECIAL SERVICES, RETIREMENT SYSTEM FOR F/Y 1983-84.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for F/Y 1983-84 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
24-061	Pension Trust Fund		
44-00-00	Retirement System		
10-1001 (380584)	Professional and Special Services	$29,867 ~~$35,000~~	
1460 (380501)	Property Rental		3,073 $ ~~3,953~~
1299	Other Current Expenses		26,794 ~~31,047~~
	Total	$29,867 ~~$35,000~~	$ 29,867 ~~$35,000~~

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

BY Thomas M. Feeney
Deputy City Attorney

FUNDS AVAILABLE:

John C. Farrell
CONTROLLER
OCT 13 1983

RECOMMENDED:

Dianne Feinstein
Mayor

DOCUMENTS DEPT.
DEC 15 1983
SAN FRANCISCO
PUBLIC LIBRARY

Passed for Second Reading
Board of Supervisors, San Francisco
OCT 31 1983

Ayes: Supervisors Britt, Hongisto, Kennedy, ~~Kopp~~, Maher, Molinari, Nelder, Renne, Silver, Walker, ~~Ward~~.

~~Noes: Supervisors~~

Absent: Supervisors KOPP WARD

John L. Taylor
Clerk

101-83-37
File No.

NOV 10 1983
Approved

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
NOV 7 1983

Ayes: Supervisors ~~Britt~~, Hongisto, Kennedy, ~~Kopp~~, Maher, Molinari, Nelder, Renne, Silver, Walker, ~~Ward~~.

~~Noes: Supervisors~~

Absent: Supervisors BRITT KOPP WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor
Clerk

Dianne Feinstein
Mayor

FILE NO. 101-83-45 ORDINANCE NO. 535-83

(GOVERNMENT FUNDING)

APPROPRIATING $2,889,092 FOR JUDGMENT AND CLAIMS, AIRPORT COMMISSION FOR F/Y 1983-84.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for F/Y 1983-84 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
30-001	Airport Operating Fund		
G.L. 495 (022012)	Use of Surplus	$2,889,092	
27-00-00	Airport Commission		
10-1450 (574111)	Judgment and Claims		$2,889,092

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

BY: Thomas M. Toney
Deputy City Attorney

FUNDS AVAILABLE:

John C. Farrell
CONTROLLER
OCT 13 1983

RECOMMENDED:

Dianne Feinstein
Mayor

DOCUMENTS DEPT.
DEC 15 1983
SAN FRANCISCO
PUBLIC LIBRARY

Passed for Second Reading
Board of Supervisors, San Francisco
OCT 31 1983

Ayes: Supervisors ~~Britt~~, Hongisto, ~~Kennedy~~, Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, ~~Ward~~.

~~Noes: Supervisors~~

Absent: Supervisors BRITT, KENNEDY, WARD

John L. Taylor
Clerk

101-83-45
File No.

NOV 10 1983
Approved

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
NOV 7 1983

Ayes: Supervisors ~~Britt~~, Hongisto, Kennedy, ~~Kopp~~, Maher, Molinari, Nelder, Renne, Silver, Walker, ~~Ward~~.

~~Noes: Supervisors~~

Absent: Supervisors BRITT, KOPP, WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor
Clerk

Dianne Feinstein
Mayor

FILE NO. 124-83-7 ORDINANCE NO. 536-83

(Traffic Regulation)

AMENDING PART II, CHAPTER XI, SAN FRANCISCO MUNICIPAL CODES (TRAFFIC CODE), BY AMENDING SECTION 31 THEREOF, MODIFYING TURN RESTRICTIONS FROM TRANSIT ONLY AREAS AND SECTION 31.1 THEREOF, CHANGING THE LIMITS OF THE EXCLUSIVE TRANSIT ONLY AREAS AND SECTION 31.1 THEREOF, CHANGING THE LIMITS OF THE EXCLUSIVE TRANSIT LANE ON FIRST STREET.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Part II, Chapter XI, San Francisco Municipal Code (Traffic Code) is hereby amended by amending Section 31 and 31.1 to read as follows:

SECTION 31. Exclusive Transit Area; Exceptions. Except as to buses, streetcars, jitneys, and taxicabs or vehicles preparing to make a turn, or vehicles entering into or exiting from a stopped position at the curb, it shall be unlawful for the operator of any vehicle to drive within the area of any street designated by resolution of the Board of Supervisors and indicated by appropriate signs placed by the Department of Public Works as a transit only area.

SECTION 31.1 Exclusive Transit Lane on First Street. Except as to transit vehicles and taxicabs it shall be unlawful for the operator of any vehicle to drive within the exclusive transit lane on First Street between Market Street and Natoma Street.

DOCUMENTS DEPT.
DEC 15 1983
SAN FRANCISCO
PUBLIC LIBRARY

Passed for Second Reading
Board of Supervisors, San Francisco
OCT 31 1983

Ayes: Supervisors Britt, Hongisto, Kennedy, ~~Kopp~~, Maher, Molinari, Nelder, Renne, Silver, Walker, ~~Ward~~

~~Noes: Supervisors~~

Absent: Supervisors KOPP WARD

John L. Taylor Clerk

124-83-7 NOV 10, 1983
File No. Approved

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
NOV 7 1983

Ayes: Supervisors ~~Britt~~, Hongisto, Kennedy, ~~Kopp~~, Maher, Molinari, Nelder, Renne, Silver, Walker, ~~Ward~~

~~Noes: Supervisors~~

Absent: Supervisors BRITT KOPP WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

Dianne Feinstein
Mayor

FILE NO. 162-83-4.2 ORDINANCE NO. 537-83

(Zoning Text Change, 82.362ETZ)

AMENDING PART II, CHAPTER II OF THE SAN FRANCISCO MUNICIPAL CODE (CITY PLANNING CODE) BY ADDING SECTION 245 THEREOF TO PROVIDE FOR A HAYES-GOUGH SPECIAL USE DISTRICT IN WHICH THE ELIMINATION OF ANY DWELLING UNIT(S) OR OTHER HOUSING, WHETHER THROUGH CONVERSION TO ANOTHER USE OR THROUGH DEMOLITION (OTHER THAN WHEN REQUIRED BY LAW), SHALL BE PERMITTED ONLY AFTER AUTHORIZATION BY THE CITY PLANNING COMMISSION AS A CONDITIONAL USE.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Article 2 of Part II of the San Francisco Municipal Code (City Planning Code) is hereby amended by adding Section 245 to read as follows:

SECTION 245. HAYES-GOUGH SPECIAL USE DISTRICT. In order to provide for an established area with a unique combination of uses including a relatively large supply of housing units worthy of retention, there shall be a Hayes-Gough Special Use District as designated on Sectional Maps Nos. 2SU and 7SU of the Zoning Map. The following provision shall apply within such special use district:

(a) The elimination of any dwelling unit(s) or other housing, whether through conversion to another use or through demolition (other than when required by law), shall be permitted only after authorization by the City Planning Commission as a conditional use under Section 303 of this Code.

APPROVED AS TO FORM:
GEORGE AGNOST, CITY ATTORNEY

By C. Melbye
Deputy City Attorney

RECOMMENDED:
CITY PLANNING COMMISSION

By Dean L. Macris
Dean L. Macris
Director of Planning

DOCUMENTS DEPT.
DEC 21 1983
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PUBLIC LIBRARY

Passed for Second Reading
Board of Supervisors, San Francisco
OCT 24 1983

Ayes: Supervisors Britt, ~~Hongisto~~, Kennedy, ~~Kopp~~, Maher, Molinari, Nelder, Renne, ~~Silver~~, Walker, Ward.

Noes: Supervisor SILVER

Absent: Supervisors HONGISTO KOPP

John L. Taylor Clerk

162-83-4.2 File No. NOV 10 1983 Approved

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
OCT 31 1983

Ayes: Supervisors Britt, ~~Hongisto~~, Kennedy, ~~Kopp~~, Maher, Molinari, Nelder, Renne, ~~Silver~~, Walker, ~~Ward~~.

Noes: Supervisors HONGISTO KOPP SILVER

Absent: Supervisor WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

Dianne Feinstein Mayor

162-83-4.3

ORDINANCE NO. 538-83

(Zoning Change, 82.362ETZ)

ADOPTING CHANGES IN PROPERTY USE CLASSIFICATION AS AN AMENDMENT TO THE ZONING MAP OF THE CITY AND COUNTY OF SAN FRANCISCO.

Be it ordained by the People of the City and County of San Francisco:

Section 1. After environmental review pursuant to Chapter 31 of the San Francisco Administrative Code and the issuance of a final negative declaration by the Department of City Planning, and pursuant to Section 302(c) of the City Planning Code, Part II, Chapter II of the San Francisco Municipal Code, the following change in property use classification, is hereby adopted as an amendment to the Zoning Map of the City and County of San Francisco.

Description of Property	Use Districts to be Superseded	Use Districts Hereby Approved
All that property which is west of Franklin Street, north of Market Street, south of Turk Street and bounded on the west by a line from north to south following Gough, Fulton, Octavia, Ivy, Laguna, Fell, and Octavia Streets	C-2 (Community Business) and C-M (Heavy Commercial)	C-2 (Community Business) and C-M (Heavy Commercial) with Hayes-Gough Special Use District

and more specifically described as the area bounded by a line beginning at the corner of Market and Franklin Streets and extending north along Franklin Street to Elm Street, thence west along Elm Street to the off-ramp of the Central Skyway, thence northwest to the corner of Turk and Gough Streets, thence south along Gough Street to Fulton Street, thence west along Fulton Street to Octavia Street, thence south along Octavia Street to the rear property line of those lots fronting on the north line of Grove Street and excluding Lots 15, 16, 17, 18, and 19 in Assessor's Block 793, thence south through Assessor's Block 808 to Ivy Street excluding Lots 18, 19, 20, 21, 22 and 22A in Assessor's Block 808, thence west along Ivy Street to the rear lot line of the first lot on the west side of Laguna Street, thence south including Lots 2 and 3 in Assessor's Block 806 and Lots 1, 2, 3, and 25 in Assessor's Block 819 to Fell Street, thence east along Fell Street including Lots 15 and 16 in Assessor's Block 818, thence north to Linden Street and east along Linden Street to Octavia Street, thence south to Fell Street, thence east to the rear lot line of

property fronting on the east line of Octavia Street, thence south along said rear lot lines to Market Street, thence northeasterly along Market Street to the point of beginning and excluding those publicly-owned properties within P (Public Use) districts being Lots 3 and 15 in Assessor's Block 833, Lots 18, 19, 20 and 25 in Assessor's Block 837 and Lot 20 in Assessor's Block 853; the properties within the special use district to be comprised of all of Assessor's Blocks 768, 785, 792, 809, 816, 817, and 854; and Lots 2, 3, 22, 23, a portion of Lots 27 and 28 in Assessor's Block 761; Lots 1, 2, 9, 10, 11, 12, 13, 14, 21, 22, 23, 24, 25, 26, 28, 29, 31, 34, and 36, 37, 38, 39, and 40 in Assessor's Block 793; Lots 2 and 3 in Assessor's Block 806; Lots 2, 2A, 2B, 2C, 3, 4, 5, 6, 7, 8, 9, 9A, and 10 in Assessor's Block 807; Lots 4, 5, 6, 7. 16, 16A, 17, 32, 35, 36, 38, 39, and 43 in Assessor's Block 808; Lots 1, 15, 16, 17, 18, 18A, 20, 21, 22A, 22B, 23, 24, 25, 26, 27, 28, 29, 30, 61, 36, 37, 38, and 39 in Assessor's Block 818; Lots 1, 2, 3, and 25 in Assessor's Block 879; Lots 2, 3, 4, 5, 6, 7, 8, 9, 9A, 10, 11, 12, 20A, 21, 27, 28, and 30 in Assessor's Block 832; Lots 1, 2, 14, 18, 19, 20, and 21 in Assessor's Block 833; Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, and 15 in Assessor's Block 837; Lots 1, 2, 3, 4, 5, 7, 8, 9, 12, 13, 13A, 14, 21, 22, 23, 24, 25, 26, 27, 28, 31, 32, 33, and 36 in Assessor's Block 538; Lots 2, 2A, 4, 6, 7, 15, 16, 17, 17A, 18, 18A, 19, and 23 in Assessor's Block 853; Lots 1, 3, 4, 10, 12, and 13 in Assessor's Block 855; and adjacent street areas to their centerlines.

APPROVED AS TO FORM:
GEORGE AGNOST, CITY ATTORNEY

By _____
Deputy City Attorney

RECOMMENDED:
CITY PLANNING COMMISSION

By _____
Dean L. Macris
Director of Planning

Passed for Second Reading
Board of Supervisors, San Francisco

OCT 24 1983

Ayes: Supervisors Britt, ~~Hongisto~~, Kennedy, ~~Hopp~~, Maher, Molinari, Nelder, Renne, ~~Silver~~, Walker, Ward.

Noes: Supervisors SILVER

Absent: Supervisors HONGISTO KOPP

John L. Taylor Clerk

162-83-43
File No.

NOV 10 1983
Approved

Read Second Time and Finally Passed
Board of Supervisors, San Francisco

OCT 31 1983

Ayes: Supervisors Britt, ~~Hongisto~~, Kennedy, ~~Hopp~~, Maher, Molinari, Nelder, Renne, ~~Silver~~, Walker, ~~Ward~~

Noes: Supervisors HONGISTO KOPP SILVER

Absent: Supervisors WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

Dianne Feinstein
Mayor

FILE NO. [illegible]

ORDINANCE NO. 534-83

(SETTLEMENT OF LAWSUIT)

AUTHORIZING SETTLEMENT OF LITIGATION OF JOE D. HAYNIE AND WADE WOODS AGAINST THE CITY AND COUNTY OF SAN FRANCISCO FOR $10,000.00.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized to settle the action entitled "JOE D. HAYNIE and WADE WOODS v. CITY AND COUNTY OF SAN FRANCISCO, et al.," Superior Court No. 765-151, by the payment of $10,000.00.

APPROVED AS TO FORM AND RECOMMENDED:

GEORGE AGNOST
City Attorney

By: KENNETH J. HARRINGTON
Deputy City Attorney

By: JOHN J. TAHENY, JR.
Chief Trial Deputy

FUNDS AVAILABLE: 30913 1-50

By: John C. Farrell
Controller

OCT 1 8 1983

RECOMMENDED:

SAN FRANCISCO POLICE DEPARTMENT

Cornelius P. Murphy
Chief of Police

By: CORNELIUS MURPHY
Chief of Police

APPROVED:

POLICE COMMISSION:

By: Willie E. Frazier
Secretary

DOCUMENTS DEPT.
DEC 21 1983
SAN FRANCISCO
PUBLIC LIBRARY

Passed for Second Reading
Board of Supervisors, San Francisco
NOV 7 1983

Ayes: Supervisors ~~Britt~~, Hongisto, Kennedy, ~~Kopp~~, Maher, Molinari, Nelder, Renne, Silver, Walker, ~~Ward~~.

~~Noes: Supervisors~~

Absent: Supervisors BRITT KOPP WARD

John L. Taylor Clerk

45-8364 NOV 18 1983
File No. Approved

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
NOV 14 1983

Ayes: Supervisors Britt, ~~Hongisto~~, Kennedy, Kopp, Maher, ~~Molinari~~, Nelder, Renne, Silver, Walker, ~~Ward~~.

~~Noes: Supervisors~~

Absent: Supervisors HONGISTO MOLINARI WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

Dianne Feinstein
Mayor

FILE NO. 46-83-8 ORDINANCE NO. 540-83

[LAWSUIT]

AUTHORIZING SETTLEMENT OF LITIGATION OF CITY AND COUNTY OF SAN FRANCISCO AGAINST MICHAEL DAUETEIUL AND JAMES MOORE UPON RECEIPT OF $40,000, AND AUTHORIZING DISMISSAL OF SAID LITIGATION.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized and directed to settle the action entitled City and County of San Francisco v. Michael Daueteiul et al., Superior Court No. 803-709 by the acceptance of the sum of $40,000.

Section 2. Upon receipt of the $40,000 the City Attorney is authorized to dismiss said complaint.

APPROVED AS TO FORM AND RECOMMENDED:

GEORGE AGNOST, City Attorney

By _____
EDWARD J. ROTHMAN
Deputy City Attorney

RECOMMENDED:

RETIREMENT BOARD

By _____
Executive Assistant To General Manager

yc
8132C

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DEC 21 1983
SAN FRANCISCO PUBLIC LIBRARY

Passed for Second Reading
Board of Supervisors, San Francisco
NOV 7 1983

Ayes: Supervisors ~~Britt~~, Hongisto, Kennedy, ~~Kopp~~, Maher, Molinari, Nelder, Renne, Silver, Walker, ~~Ward~~.

~~None. Supervisors~~

Absent: Supervisors BRITT KOPP WARD

John L. Taylor Clerk

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
NOV 14 1983

Ayes: Supervisors Britt, ~~Hongisto~~, Kennedy, Kopp, Maher, ~~Molinari~~, Nelder, Renne, Silver, Walker, ~~Ward~~.

~~None. Supervisors~~

Absent: Supervisors HONGISTO MOLINARI WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

46-83-8 File No.

NOV 18 1983 Approved

Mayor

FILE NO. 101-83-40 ORDINANCE NO. 541-83

DEC 28 1983
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(Government Funding)

AMENDING ADMINISTRATIVE PROVISIONS OF THE ANNUAL APPROPRIATIONS ORDINANCE FOR FISCAL YEAR 1983-1984 BY AMENDING SECTION 18 TO AUTHORIZE THE CONTROLLER TO PAY TRAVEL EXPENSES AND SUBSISTENCE ALLOWANCE TO CITY EMPLOYEES WHO ARE TEMPORARILY TRANSFERRED FROM ASSIGNMENTS AND LIVING ARRANGEMENTS AT LEAST 75 MILES OUTSIDE CITY LIMITS TO ASSIGNMENTS WITHIN CITY LIMITS.

Note: Additions or substitutions are underlined; deletions are indicated by ((double parentheses)).

BE IT ORDAINED by the people of the City and County of San Francisco:

Section 1. Section 18 of the Administrative Provisions of the Annual Appropriations Ordinance for Fiscal Year 1983-1984 is hereby amended to read as follows:

Section 18. Any officer or employee of the City and County of San Francisco except in the discharge of routine duties, who shall under the authority of law or ordinance, leave the City and County, or be temporarily transferred from assignments and living arrangements at least seventy-five miles (75 miles) outside city limits to assignments within the City and County for the purpose of performing any official duty for or on behalf of the City and County, or for the purpose of rendering any service to or for the City and County, or for the purpose officially representing said City and County, or any Board, Commission, office or department, shall be allowed as the expense incident to said service the actual cost of transportation, together with an amount for living expenses not to exceed twenty-seven dollars per day. For each and every day

while said officer or employee is absent on said official business, or, with the concurrence of the controller, such actual and necessary travel and other expenses as may be incurred.

Allowance for traveling expense shall be based upon the most efficient, direct and economical mode of transportaton required by the occasion, provided, however, that at the option of the person authorized to leave the City and County of San Francisco on official business, travel may be accomplished in the State of California by such means as the person so authorized deems proper. In extraordinary or emergency cases, transportation to points outside the State of California may be contracted in the most expeditious and expedient manner.

The number of days which shall be used as the basis for computing the allowance for expenses other than transportation hereunder shall not exceed the number of days required in traveling and attending to the business or the purpose for which the trip is made. Provided, however, that if necessary, a reasonable period of time may be allowed to consummate traveling arrangements and that days taken up by unavoidable accidents or illness while enroute and certified to by a duly licensed physician or surgeon, shall be construed as days devoted to official business, and provided further, that a statement from an accredited Christian Science Practitioner or one authorized to practice as such by the First Church of Christ Scientist in Boston, Massachusetts, certifying to treatment and the need therefor, may be accepted in lieu of such certification by a duly licensed physician or surgeon.

The Controller shall establish rules for the payment of all amounts payable pursuant to the first paragraph of this section and for the presentation of such vouchers as he shall deem proper in connection with expenditures made pursuant to said section. No

allowance shall be made for traveling expenses provided for in this ordinance unless funds have been appropriated or set aside for such expenses in accordance with the provisions of the charter.

Employees in classifications 7346 Painter, 7242 Painter Foreman, and 7278 Painter General Foreman shall be paid twenty-seven dollars a day, seven days a week, for room and board for such period as he is required to live away from his place of residence. Such maintenance shall not be considered as wages and shall be paid by separate check.

The Controller shall advance the sums necessary for traveling expenses, but proper account and return must be made of said sums so advanced by the person receiving the same within ten days after said person returns to duty in the city and County of San Francisco, and failure on the part of the person involved to make such accounting shall be sufficient cause for the controller to withhold from such persons pay warrant or warrants in a sum equivalent to the amount to be accounted.

APPROVED AS TO FORM:
GEORGE AGNOST
City Attorney

By Julia A. Clayton
Deputy City Attorney

7273C
dm

Passed for Second Reading
Board of Supervisors, San Francisco
NOV 7 1983

Ayes: Supervisors Britt, Hongisto, Kennedy, Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, Ward.

~~Noes: Supervisors~~

~~Absent: Supervisors~~

John L. Taylor Clerk

101-83-40 NOV 18 1983
File No. Approved

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
NOV 14 1983

Ayes: Supervisors Britt, ~~Hongisto~~, Kennedy, Kopp, Maher, ~~Molinari~~, Nelder, Renne, Silver, Walker, ~~Ward~~

~~Noes: Supervisors~~

Absent: Supervisors HONGISTO MOLINARI WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

Dianne Feinstein
Mayor

AMENDED IN COMMITTEE 11/2/83

FILE NO. 101-83-44 ORDINANCE NO. 542-83

(GOVERNMENT FUNDING)

APPROPRIATING $400,000 FOR CAPITAL PROJECTS BUDGET (TWIN PEAKS AND WATERFRONT DEVELOPMENT), RECREATION AND PARK DEPARTMENT FOR F/Y 1983-84.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for F/Y 1983-84 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
01-001	General Fund		
G.L. 491 (000026)	Budget Revenue Retained		
Subsidiary (000052)	Contributed Revenue Reserve	$200,000	
42-04-02	Recreation and Park Department		
20-2030 (372516)	Capital Project Budget		
Proj.	Twin Peaks Development		$200,000
	Total General Fund	$200,000	$200,000
02-221	Open Space Fund		
G.L. 490 (047217)	Unappropriated Revenue	$200,000	
42-04-01	Recreation and Park Department		
20-2030 (375899)	Capital Project Budget		
Proj. 607-01	Waterfront, Hilltops Development		$200,000
	Total Open Space Fund	$200,000	$200,000

~~Section 2. Total funds to be reserved until donation is accepted by the Board of Supervisors and deposited in City and County Treasury.~~

/2/83
ah

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

BY: Thomas G. Downey
Deputy City Attorney

FUNDS AVAILABLE:
John C Farrell
Controller

RECOMMENDED: OCT 20 1983
Dianne Feinstein
Mayor

DOCUMENTS DEPT.
DEC 15 1983
SAN FRANCISCO
PUBLIC LIBRARY

Passed for Second Reading
Board of Supervisors, San Francisco
NOV 7 1983

Ayes: Supervisors Britt, Hongisto, Kennedy, ~~Kopp,~~ Maher, Molinari, Nelder, Renne, Silver, Walker, ~~Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors KOPP WARD

John L. Taylor Clerk

101-83-44 NOV 18 1983
File No. Approved

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
NOV 14 1983

Ayes: Supervisors Britt, ~~Hongisto,~~ Kennedy, Kopp, Maher, ~~Molinari,~~ Nelder, Renne, Silver, Walker, ~~Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors HONGISTO MOLINARI WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

Dianne Feinstein
Mayor

AMENDED IN COMMITTEE 11/2/83

FILE NO. 101-83-47 ORDINANCE NO. 543-83

(GOVERNMENT FUNDING)

APPROPRIATING $65,000 FOR PROFESSIONAL AND SPECIAL SERVICES, CIVIL SERVICE COMMISSION FOR F/Y 1983-84; PLACING RESERVE ON $10,500.00.

1/2/83 ah

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for F/Y 1983-84 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
01-001	General Fund		
G.L. 491 (000026)	Budget Revenue Retained		
Subsidiary (000052)	Contributed Revenue Reserve	$65,000	
30-00-00	Civil Service Commission		
10-1001 (332163)	Professional & Special Services		$65,000*

*Section 2. Funds in the amount of $10,500.00 to be held in reserve until release by the Finance Committee.

2/83 ah

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

BY: [signature]
Deputy City Attorney

FUNDS AVAILABLE:

[signature]
CONTROLLER

RECOMMENDED: OCT 1 8 1983

[signature]
Mayor

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DEC 1 5 1983
SAN FRANCISCO
PUBLIC LIBRARY

Passed for Second Reading
Board of Supervisors, San Francisco
NOV 7 1983

Ayes: Supervisors Britt, Hongisto, Kennedy, Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, Ward.

~~Noes: Supervisors~~

~~Absent: Supervisors~~

[signature] Clerk

101-83-47
File No.

NOV 1 8 1983
Approved

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
NOV 1 4 1983

Ayes: Supervisors Britt, ~~Hongisto~~, Kennedy, Kopp, Maher, ~~Molinari~~, Nelder, Renne, Silver, Walker, ~~Ward~~

~~Noes: Supervisors~~

Absent: Supervisors HONGISTO MOLINARI WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

[signature] Clerk

[signature]
Mayor

FILE NO. 114-83-3.2 ORIGINAL ORDINANCE NO. 544-83

DOCUMENTS DEPT.
DEC 15 1983
SAN FRANCISCO
PUBLIC LIBRARY

ADOPTING BY REFERENCE THE 1979 UNIFORM MECHANICAL CODE AS THE MECHANICAL CODE FOR SAN FRANCISCO (PART II, CHAPTER 14).

BE IT ORDAINED by the people of the City and County of San Francisco:

Section 1. Part II, Chapter 14 (Mechanical Code) is hereby created as a new chapter of the Municipal Code.

Section 2. A document, three copies of which are on file in the office of the Clerk of the Board of Supervisors of the City and County of San Francisco, being marked and designated as "Uniform Mechanical Code, 1979 Edition" and published by the International Conference of Building Officials, Whittier, California, is adopted as the Mechanical Code for the City and County of San Francisco, and shall be codified as Part II, Chapter 14 of the Municipal Code.

Section 3. The Uniform Mechanical Code, 1979 Edition adopted in Section 2 is amended by modifications, additions and exclusions as set forth in a document, three copies of which are on file in the office of the Clerk of the Board of Supervisors, being marked and designated as "City and County of San Francisco Amendments to the Uniform Building Code and the Uniform Mechanical Code, 1979 Editions", and dated September 20, 1983.

Section 4. Nothing contained in this or the preceding sections shall be construed as abating any action now pending under or by virtue of any ordinance of the City herein repealed; or as discontinuing, abating, modifying or altering any penalties accruing, or to accrue, or as waiving any right of the City under any ordinance regulating the design, construction, erection, alteration, repair, demolition, maintenance and use of buildings and structures in force at the time of passage of this ordinance.

clause or phrase of this ordinance or any part thereof is for any reason held to be unconstitutional or invalid, such decision shall not affect the validity of the remaining portions of this ordinance or any part thereof. The Board of Supervisors hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause or phrase thereof, irrespective of the fact that any one or more section, subsection, subdivision, paragraph, sentence, clause or phrase be declared unconstitutional.

Passed for Second Reading
Board of Supervisors, San Francisco
NOV 7 1983

Ayes: Supervisors Britt, Hongisto, Kennedy, Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, Ward.

~~Noes: Supervisors~~

~~Absent: Supervisors~~

John L. Taylor Clerk

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
NOV 14 1983

Ayes: Supervisors Britt, Hongisto, Kennedy, Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, Ward.

~~Noes: Supervisors~~

~~Absent: Supervisors~~

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

114-83-3.2 NOV 18 1983
File No. Approved

Dianne Feinstein
Mayor

AMENDMENT OF THE WHOLE

FILE NO. 121-83-10 ORDINANCE NO. 545-83

(Restaurant Fee)

AMENDING PART III OF THE SAN FRANCISCO MUNICIPAL CODE BY AMENDING SECTIONS 35 AND 249.1 THEREOF TO EXEMPT SENIOR NUTRITION MEAL SITES FROM PAYMENT OF LICENSE AND INSPECTION FEES; PROVIDING FOR ANNUAL RENEWAL.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Part III of the San Francisco Municipal Code is hereby amended by amending Sections 35 and 249.1 thereof to read as follows:

NOTE: Additions or substitutions are underlined; deletions are indicated by ((double parentheses)).

Sec. 35. Fee for Inspection by the Health Department.

(a) Unless otherwise specifically provided, all fixed fees for inspection or permits which involve the Health Department shall be payable in advance annually.

A filing fee of Fifty Dollars ($50.00) payable in advance to the Health Department for each inspection for a permit is required for a first-time inspection of a premises or thing if such inspection is requested or required as a condition of the issuance of a first permit or of a first license, except applications for permits for ambulances, refuse trucks, swill trucks, fumigation site surveillance and soft-serve ice cream machines.

(b) When two (2) or more food product and marketing establishments and food preparation and service establishments, or any combination thereof, subject to inspection are located on the same premises and not contiguous to each other and are conducted by one (1) owner whether person, firm or corporation, a permit shall be required for each such establishment.

(c) When the owner or lessee of premises where said class or classes of business are located or conducted does not directly or indirectly conduct the same, the owner or lessee of said premises shall not be required to obtain a permit for said premises or pay any fee imposed by this Section.

(d) Exemptions. The following establishments are exempt, as set forth in Section 249.1 of this code, from paying fees:

1. Food Preparation and Service Establishments used exclusively by day care facilities for children ((are exempt, as set forth in Section 249.1 of this code, from paying fees)).

2. Food Preparation and Service Establishments funded through the San Francisco Commission on Aging for nutrition projects for older individuals. This exemption shall remain in effect only until April 1, 1985, and as of such date shall expire; provided, however, the the Board of Supervisors may annually extend the exemption for the next succeeding year by resolution passed no later than the January 1 preceding the April 1 deadline.

Sec. 249.1 Food Preparation and Service Establishments.

Every person, firm or corporation engaged in the business of operating food preparation and service establishments that require permits from the Health Department shall pay an annual license fee to the Tax Collector as follows:

(a) Food Preparation and Service Establishments in boarding houses: $118.00.

(b) Food Preparation and Service Establishments in stadiums, arenas, or auditoriums with a seating capacity of 25,000 or more: $270.00 each.

(c) All other Food Preparation and Service

BOARD OF SUPERVISORS

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Establishments: $320.00 each. The license fees prescribed in this section are due and payable on an annual basis commencing April 1, 1982. Fees for new licenses issued prior to, or on, or after April 1, 1982, or in any subsequent year shall be prorated on April 1 on a monthly basis.

(d) Exemptions. The following establishments are exempt from paying the fees required by this section:

1. Food Preparation and Service Establishments used exclusively by day care facilities for children are exempt from paying the fees required by this section.

For the purpose of this subsection, a "day care facility for children" shall mean a "community care facility" licensed pursuant to the provisions of Chapter 3, Division 2 of the California Health and Safety Code (commencing at Section 1500) which provides nonmedical care to children in need of personal services, supervision, or assistance essential for sustaining the activities of daily living or for the protection of the individual on less than a 24-hour basis, or a "family day care home for children" licensed pursuant to the provisions of Chapter 3.6, Division 2 of the California Health and Safety Code (commencing at Section 1597.50).

2. Food Preparation and Service Establishments funded through the San Francisco Commission on Aging for nutrition projects for older individuals. This exemption shall remain in effect only until April 1, 1985, and as of such date shall expire; provided, however, the the Board of Supervisors may annually extend the exemption for the next succeeding year by resolution passed no later than the January 1 preceding the April 1 deadline.

Approved as to Form:

Passed for Second Reading
Board of Supervisors, San Francisco
NOV 7 1983

Ayes: Supervisors Britt, Hongisto, Kennedy, Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, Ward.

~~Noes: Supervisors~~

~~Absent: Supervisors~~

John L. Taylor Clerk

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
NOV 14 1983

Ayes: Supervisors Britt, ~~Hongisto~~, Kennedy, Kopp, Maher, ~~Molinari~~, Nelder, Renne, Silver, Walker, ~~Ward~~.

~~Noes: Supervisors~~

Absent: Supervisors HONGISTO MOLINARI WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

127-83-10
File No.

NOV 18 1983
Approved

Mayor

FILE NO. 83-4 ORDINANCE NO. 546 83

(Public Health)

AMENDING ADMINISTRATIVE CODE BY AMENDING SECTION 16.6-10 THEREOF, ADDING CERTAIN ORGANIZATIONS TO THE MEMBERSHIP LIST OF THE DEPARTMENT OF PUBLIC HEALTH.

NOTE: Additions or substitutions are underlined; deletions are indicated by ((double parenthesis)).

Be it ordained by the People of the City and County of San Francisco;

Section 1. Section 16.6-10 of the San Francisco Administrative Code is hereby amended to read as follows:

Section 16.6-10. DEPARTMENT OF PUBLIC HEALTH

American College of Hospital Administrators

American College of Physicians

American Hospital Association

American Medical Association

American Psychiatric Association

American Public Health Association

American Trauma Society

Association of California Hospitals

Association of Western Hospitals

Bay Area County Alcohol Programs

California Association of County Drug Administrators

California Association of Homes for the Aging

California Association of Nutrition Directors for the Elderly

California Association of Rehabilitation Facilities

California Conference of Local Health Directors

California County Collectors Association

Coalition of Agencies Serving the Elderly

Council of Urban Health Providers

County Alcohol Program Administrators Association of California

National Association of Public Hospitals

National Association for City Drug Coordination

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National Council of Community Mental Health Centers

North American Association of Alcoholism Programs

San Francisco County Medical Society

San Francisco Hospital Association

U. S. Conference of City Health Officers

Western Gerontological Society

Passed for Second Reading
Board of Supervisors, San Francisco
NOV 7 1983

Ayes: Supervisors Britt, Hongisto, Kennedy, Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, Ward.

~~Noes: Supervisors~~

~~Absent: Supervisors~~

John L. Taylor Clerk

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
NOV 14 1983

Ayes: Supervisors Britt, ~~Hongisto~~, Kennedy, Kopp, Maher, ~~Molinari~~, Nelder, Renne, Silver, Walker, ~~Ward~~.

~~Noes: Supervisors~~

Absent: Supervisors HONGISTO MOLINARI WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

257-83-4 NOV 18 1983
File No. Approved

Mayor

AMENDED IN COMMITTEE 11/16/83

FILE NO. 101-83-61 (GOVERNMENT FUNDING)

1983 NOV 14 PM 10:03

ORDINANCE NO. 547-83

APPROPRIATING $640,000 FOR PROGRAM PROJECT BUDGET, MAYOR'S OFFICE OF COMMUNITY DEVELOPMENT, FY 1983-84; PLACING RESERVE ON $15,693.00.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for FY 1983-84 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
01-001	General Fund		
G.L.491(000026)	Budget Revenue Retained		
Subsidiary(000052)	Contributed Revenue Reserve	$640,000	
25-04-02	Mayor's Office of Community Development		
20-2010(323188)	Program Project Budget		
Project Workphase			
105-01	Staff Payroll and Fringes		
02-0200	Temporary Salaries		$174,625
04-0606	Social Security		11,383
04-0610	Health Service		10,734
04-0620	Unemploument Insurance		3,903
Project Workphase			
105-02	F.I.B. Youth Payroll & Administration		
10-1001	Professional & Special Services		399,355
Project Workphase			
105-03	F.I.B. Other Administration		
11-1399	Other Materials and Supplies		40,000
		$640,000	$640,000 *

Section 2. Funds in the amount of $15,693.00 are hereby reserved for additional youth participant wages until release by the Finance Committee.

(See file for departmental signatures)

APPROVED AS TO FORM:

GEORGE AGNOST, CITY ATTORNEY

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Passed for Second Reading
Board of Supervisors, San Francisco
NOV 21 1983
Ayes: Supervisors Britt, ~~Hongisto~~, Kennedy, Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, Ward.
~~Noes: Supervisors~~
Absent: Supervisors HONGISTO
John L. Taylor Clerk

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
NOV 28 1983
Ayes: Supervisors Britt, Hongisto, Kennedy, Kopp, Maher, Molinari, Nelder, Renne, Silver, ~~Walker, Ward.~~
~~Noes: Supervisors~~
Absent: Supervisors WALKER WARD
I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.
John L. Taylor Clerk

101-83-61 File No.
NOV 30 1983 Approved
Dianne Feinstein Mayor

FILE NO. 241-82-42 ORDINANCE NO. 548-83

(STREET VACATION)

ORDERING VACATION OF PORTIONS OF CAROLINA, DE HARO, WISCONSIN AND 26TH STREETS FOR THE WISCONSIN HOUSING PROJECT.

Be It Ordained by the People of the City and County of San Francisco:

Section 1. On Oct. 31, 1983, this Board adopted Resolution No. 914-83 being a Resolution of a Declaration of Intention to order the vacation of portions of Carolina, De Haro, Wisconsin and 26th Streets for the Wisconsin Housing Project, which Resolution was approved by the Mayor on Nov. 1, 1983, and which street areas are shown on Department of Public Works Drawings Nos. SUR-582 and SUR-583, copies of which are on file in the office of the Clerk of the Board of Supervisors.

Section 2. The Clerk of this Board did transmit to the Director of Public Works a certified copy of said Resolution and said Director did cause to be posted in the manner required by law, notice of the passage of said Resolution.

Section 3. When said matter was considered as scheduled by this Board at its regular meeting held in the City Hall, San Francisco, on Nov. 21, 1983 beginning at 3:00 P.M., said Board heard all persons interested in said proposed vacation.

Section 4. The public interest and convenience require the vacation to be done as declared in said Resolution No. 914-83

Section 5. The Department of City Planning has determined that the proposed vacation is in conformity with the Master Plan.

Section 6. The Board of Supervisors has acquired jurisdiction to order said vacation subject to the conditions as set forth in the Declaration of Intention to order the said vacation.

Section 7. Said portions of Carolina, De Haro, Wisconsin and 26th Streets are hereby ordered vacated.

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Section 8. Said vacation shall become effective when City deeds the Wisconsin Street Housing Project to Barrett Northern California, Inc., in accordance with Disposition Agreement.

Section 9. The Clerk of the Board of Supervisors is hereby directed to transmit to the Recorder and the Director of Public Works a certified copy of this Ordinance, and the Recorder and the Director of Public Works are hereby directed to proceed thereafter as required by law.

Passed for Second Reading
Board of Supervisors, San Francisco
NOV 21 1983

Ayes: Supervisors Britt, ~~Hongisto~~, Kennedy, Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, Ward.

~~Noes: Supervisors~~

Absent: Supervisor HONGISTO

John L. Taylor Clerk

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
NOV 28 1983

Ayes: Supervisors Britt, Hongisto, ~~Kennedy,~~ Kopp, Maher, Molinari, Nelder, Renne, Silver, ~~Walker, Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors KENNEDY WALKER WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

241-82-42 DEC 2 1983
File No. Approved

Mayor

FILE NO. 45-83-65

ORDINANCE NO. 549-83

(SETTLEMENT OF LAWSUIT)

AUTHORIZING SETTLEMENT OF LITIGATION OF DAVID TEBOE AGAINST THE CITY AND COUNTY OF SAN FRANCISCO FOR $20,000.00.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized to settle the action entitled "DAVID TEBOE v. CITY AND COUNTY OF SAN FRANCISCO, et al.," Superior Court No. 732-503, by the payment of $20,000.00.

APPROVED AS TO FORM AND RECOMMENDED:

GEORGE AGNOST
City Attorney

By: Kenneth J. Harrington
KENNETH J. HARRINGTON
Deputy City Attorney

By: John J. Taheny Jr.
JOHN J. TAHENY, JR.
Chief Trial Deputy

FUNDS AVAILABLE: 133 1450

By: John C Farrell
Controller

OCT 20 1983

RECOMMENDED:

SAN FRANCISCO POLICE DEPARTMENT

By: Cornelius Murphy
CORNELIUS MURPHY
Chief of Police

APPROVED:

POLICE COMMISSION:

By: Willie E. Frazier
Secretary

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Passed for Second Reading
Board of Supervisors, San Francisco
NOV 21 1983

Ayes: Supervisors ~~Britt, Hongisto~~, Kennedy, Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, ~~Ward~~

~~Noes: Supervisors~~

Absent: Supervisors BRITT HONGISTO WARD

John L. Taylor Clerk

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
NOV 28 1983

Ayes: Supervisors Britt, Hongisto, ~~Kennedy, Walker, Ward~~, Kopp, Maher, Molinari, Nelder, Renne, Silver,

~~Noes: Supervisors~~

Absent: Supervisors KENNEDY WALKER WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

45-83-65
File No.

DEC 2 1983
Approved

Mayor

FILE NO. 65-83-14 ORDINANCE NO. 550-83

(Installation of Nutrition Research Center)

AUTHORIZING AND APPROVING LEASE OF A PORTION OF WARD 41 IN BUILDING 40 AT SAN FRANCISCO GENERAL HOSPITAL TO THE REGENTS OF THE UNIVERSITY OF CALIFORNIA.

WHEREAS, The University of California, through its School of Medicine and the San Francisco General Hospital, have cooperated closely for many years in providing professional staffing for the Hospital and in the active conduct of medical research; and

WHEREAS, It is proposed that these cooperative efforts be expanded in the installation of a Human Nutrition Research Center in a portion of the first floor of Building 40 (Ward 41) for nutrition research for the benefit of both academic and patient care purposes; and

WHEREAS, The Regents of the University of California are prepared to expend a minimum of $200,000 to renovate a portion of Ward 41 to provide the facilities for such research and provide staffing, equipment, and materials for such research at no cost to the City and County of San Francisco; now, therefore

BE IT ORDAINED, By the People of the City and County of San Francisco:

Section 1. The Board of Supervisors hereby finds the leasing of approximately 3,580 outside gross square feet of Ward 41 in Building 40 at San Francisco General Hospital with the Regents of the University of California for operation of a Nutrition Center is for a public purpose and will promote the general welfare of the community.

Section 2. The Director of Property, the Director of Public Health, the Executive Administrator of the San Francisco General Hospital and the City Attorney are authorized and directed to arrange a lease of said facilities with the University with said lease being for a period of five (5) years with the right to extend for two (2) additional five (5) year periods, at a rental of $14,176.80 per year, with the provision that the improvements made to the structure by University become the property of City upon the termination of the lease and said lease being subject to the terms and conditions of the lease captioned "Lease Agreement" on file with the Clerk of the Board.

Section 3. In addition to the rental referenced above, University shall pay costs for utilities and services of $912.90 per month during the first eighteen months or until occupancy following construction has taken place, thence, said costs shall go up to $1,825.80 per month, with the provision that increases in costs for these utilities and services will escalate these base cost figures as they are determined by San Francisco General Hospital.

Section 4. The Mayor and the Clerk of the Board of Supervisors, on behalf of the City and County of San Francisco, be and they are hereby authorized and directed to execute said lease.

Passed for Second Reading
Board of Supervisors, San Francisco
NOV 21 1983

Ayes: Supervisors ~~Britt, Hongisto~~ Kennedy, Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, ~~Ward~~

~~Noes: Supervisors~~

Absent: Supervisors BRITT HONGISTO WARD

John L. Taylor Clerk

DEC 2 1983
Approved

65-83-14
File No.

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
NOV 28 1983

Ayes: Supervisors Britt, Hongisto, ~~Kennedy~~, Kopp, Maher, Molinari, Nelder, Renne, Silver, ~~Walker, Ward~~

~~Noes: Supervisors~~

Absent: Supervisors KENNEDY WALKER WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

Mayor

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FILE NO. 65-83-15 ORDINANCE NO. 551-83

(Construction of Additional Electrical Facilities - SFGH)

AUTHORIZING AND APPROVING LEASE OF PORTIONS OF LAND AREA AND UTILIZATION OF TUNNELS AND RACES FOR ELECTRICAL DISTRIBUTION LINES AT SAN FRANCISCO GENERAL HOSPITAL WITH THE REGENTS OF THE UNIVERSITY OF CALIFORNIA.

WHEREAS, The University of California, through its School of Medicine and the San Francisco General Hospital, have cooperated closely for many years in providing professional staffing for the Hospital and in the active conduct of medical research; and

WHEREAS, It is proposed that these cooperative efforts be expanded in the improvement of the Electrical Distribution System to eliminate the overloading conditions of the existing distribution system to better serve the research efforts of the University of California and benefit the patient care facilities; and

WHEREAS, The Regents of the University of California are prepared to expend a minimum of $750,000 to install a new second distribution system at no cost to the City and County of San Francisco; now, therefore,

BE IT ORDAINED, By the People of the City and County of San Francisco:

Section 1. The Board of Supervisors hereby finds the leasing of an area approximately 1,285 square feet, located adjacent to the northeast corner of parking area "A", an area approximately 1,288 square feet on the north side of Building 40, and access to other areas necessary to allow University to install the components of the Electrical Distribution System with the Regents of the University of California is for a public purpose and will promote the general welfare of the Community.

Section 2. The Director of Property, the Director of Public Health, the Executive Administrator of San Francisco General Hospital, and the City Attorney are authorized and directed to arrange a lease of said facilities with the University with said lease being for a period of five (5) years, with the right to extend for two additional five (5) year periods and an additional period through June 30, 1998, at a rental of Twelve ($12) Dollars per year, with the provision that the improvements made by University become the property of City upon the termination of the lease and said lease being subject to the terms and conditions of the lease captioned "Agreement SFGH - Electrical Distribution" on file with the Clerk of the Board.

Section 3. The Mayor and the Clerk of the Board of Supervisors, on behalf of the City and County of San Francisco, be and they are hereby authorized and directed to execute said lease.

Passed for Second Reading
Board of Supervisors, San Francisco
NOV 21 1983

Ayes: Supervisors ~~Britt, Hongisto~~, Kennedy, Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, ~~Ward~~.

~~Noes: Supervisors~~

Absent: Supervisors BRITT, HONGISTO, WARD

John L. Taylor Clerk

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
NOV 28 1983

Ayes: Supervisors Britt, Hongisto, ~~Kennedy~~, Kopp, Maher, Molinari, Nelder, Renne, Silver, ~~Walker, Ward~~.

~~Noes: Supervisors~~

Absent: Supervisors KENNEDY, WALKER, WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

65-83-5 DEC 2 1983
File No. Approved

Mayor

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FILE NO. 90-83-7 ORDINANCE NO. 552-83

DESIGNATING THE LILLIE HITCHCOCK COIT TOWER AS A LANDMARK PURSUANT TO ARTICLE 10 OF THE CITY PLANNING CODE.

Be it Ordained by the People of the City and County of San Francisco:

Section 1. The Board of Supervisors hereby finds that the Lillie Hitchcock Coit Tower located on Telegraph Hill Boulevard, being Lot 12 in Assessor's Block 86, has a special character and special historical, architectural and aesthetic interest and value, and that its designation as a Landmark will be in furtherance of, and in conformance with the purposes of Article 10 of the City Planning Code and the standards set forth therein.

(a) Designation. Pursuant to Section 1004 of the City Planning Code, Chapter II, part II of the San Francisco Municipal Code, the Lillie Hitchcock Coit Tower is hereby designated as a Landmark, this designation having been duly approved by Resolution No. 272 of the City Planning Commission, which Resolution is on file with the Clerk of the Board of Supervisors under File No. 90-83-7.

(b) Required Data. The description of the location and boundaries of the Landmark site; of the characteristics of the Landmark which justify its designation; and of the particular features that should be preserved; as included in the said Resolution, are hereby incorporated herein and made a part hereof as though fully set forth.

APPROVED AS TO FORM:

George Agnost
CITY ATTORNEY

BY [signature]
Deputy City Attorney

RECOMMENDED:

CITY PLANNING COMMISSION

BY Dean Macris
Dean L. Macris
Director of Planning

JHM:vr
5663A

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Passed for Second Reading
Board of Supervisors, San Francisco

NOV 21 1983

Ayes: Supervisors Britt, ~~Hongisto~~, Kennedy, Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, ~~Ward~~

~~Noes: Supervisors~~

Absent: Supervisors HONGISTO WARD

John L. Taylor Clerk

90-83-7 File No.

DEC 2 1983 Approved

Read Second Time and Finally Passed
Board of Supervisors, San Francisco

NOV 28 1983

Ayes: Supervisors Britt, Hongisto, ~~Kennedy,~~ Kopp, Maher, Molinari, Nelder, Renne, Silver, ~~Walker, Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors KENNEDY WALKER WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

[signature] Mayor

FILE NO. 101-83-39

ORDINANCE NO. 553-83

(GOVERNMENT FUNDING)

APPROPRIATING $75,000 FOR PROFESSIONAL AND SPECIAL SERVICES, WATER DEPARTMENT FOR FISCAL YEAR 1983-84.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for Fiscal Year 1983-84 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
32-001	WATER DEPARTMENT OPERATING FUND		
G.L.495(024018)	USE OF SURPLUS	$75,000	
47-00-00	WATER DEPARTMENT		
10-1001(387019)	PROFESSIONAL AND SPECIAL SERVICES		$75,000

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

BY: Thomas G. Downey
DEPUTY CITY ATTORNEY

FUNDS AVAILABLE:

John C. Farrell
CONTROLLER

RECOMMENDED: SEP 27 1983

Raymond L. Sullivan
MAYOR 9/27/83

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Passed for Second Reading
Board of Supervisors, San Francisco
NOV 21 1983

Ayes: Supervisors ~~Britt, Hongisto~~, Kennedy, Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, ~~Ward~~

~~Noes: Supervisors~~

Absent: Supervisors BRITT HONGISTO WARD

John L. Taylor Clerk

101-83-39 DEC 2 1983
File No. Approved

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
NOV 28 1983

Ayes: Supervisors Britt, Hongisto, ~~Kennedy, Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors KENNEDY WALKER WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

Dianne Feinstein
Mayor

AMENDED IN COMMITTEE 11/9/83

FILE NO. 101-83-41

ORDINANCE NO. 554-83

RO#4106 SA#30

(Government Funding)

APPROPRIATING $1,940 ~~$2,574~~ FOR PERMANENT SALARIES-MISCELLANEOUS AND RESCINDING $1,940 ~~$2,574~~ FROM PERMANENT SALARIES-MISCELLANEOUS FOR THE APPROPRIATION OF FUNDS FOR THE RECLASSIFICATION OF FOUR (4) POSITIONS, ASSESSOR'S OFFICE FOR F/Y 1983-84.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for F/Y 1983-84 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
01-001	General Fund		
02-00-00	Assessor's Office		
01-0010(301598)	Permanent Salaries-Miscellaneous	$1,940 ~~$2,574~~	$ 319 ~~423~~
0010(301564)	Permanent Salaries-Miscellaneous		1,357 ~~1,800~~
0010(301507)	Permanent Salaries-Miscellaneous		264 ~~351~~
	Total	$1,940 ~~$2,574~~	$1,940 ~~$2,574~~

Section 2. Funds are hereby appropriated for four (4) positions reclassified by amendment to the Annual Salary Ordinance (Board of Supervisor's File No. 102-83-11) as follows:

Fund	General Fund		
Department	Assessor's Office		
Classification	Rate of Pay	Abolish	Create
1404 Clerk	524 B 631	2	
1424 Clerk Typist	544 B 655	2	
4202 Assessment Clerk	562 B 677		4
	Total	4	4

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

By: James A. Kennedy
Deputy City Attorney

APPROVED:
CIVIL SERVICE COMMISSION

By: [illegible]
General Manager, Personnel

FUNDS AVAILABLE:

John C Farrell
CONTROLLER

RECOMMENDED: OCT 04 1983

Dianne Feinstein
Mayor

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Passed for Second Reading
Board of Supervisors, San Francisco
NOV 21 1983

Ayes: Supervisors Britt, ~~Hongisto,~~ Kennedy, Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, Ward.

~~Noes: Supervisors~~

Absent: Supervisors HONGISTO

John L. Taylor Clerk

101-83-41 File No.

DEC 2 1983 Approved

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
NOV 28 1983

Ayes: Supervisors Britt, Hongisto, ~~Kennedy,~~ Kopp, Maher, Molinari, Nelder, Renne, Silver, ~~Walker, Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors KENNEDY WALKER WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

Dianne Feinstein
Mayor

AMENDED IN COMMITTEE 11/9/83

FILE NO. 101-83-42

ORDINANCE NO. 555-83

(GOVERNMENT FUNDING)

APPROPRIATING ~~$48,582~~ $29,594 FOR PERMANENT SALARIES - MISCELLANEOUS AND RELATED MANDATORY FRINGE BENEFITS AND RESCINDING ~~$48,582~~ $29,594 FROM PERMANENT SALARIES - MISCELLANEOUS AND MANDATORY FRINGE BENEFITS FOR THE APPROPRIATION OF FUNDS FOR ONE (1) RECLASSIFIED POSITION, MUNICIPAL RAILWAY FOR F/Y 1983-84.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for F/Y 1983-84 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
31-001	Municipal Railway Operating Fund		
35-00-00	Municipal Railway		
01-0010 (560722)	Permanent Salaries - Miscellaneous	$23,373 ~~$38,367~~	$23,373 ~~$38,367~~
04-0600	Mandatory Fringe Benefits	6,221 ~~10,215~~	6,221 ~~10,215~~
	Total	$29,594 ~~$48,582~~	$29,594 ~~$48,582~~

Section 2. Funds are hereby appropriated for one (1) position reclassified by amendment to the Annual Salary Ordinance (Board of Supervisors' File No. 102-83-5) as follows:

Fund	Municipal Railway Operating Fund		
Department	Municipal Railway		
Classification	Rate of Pay	Abolish	Create
A489 Materials Manager	1394 B1690	1	
1944 Materials Coordinator	1336 B1618		1

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

BY: Thomas A. Dormey
Deputy City Attorney

APPROVED:
CIVIL SERVICE COMMISSION

BY

FUNDS AVAILABLE:
John C Farrell
CONTROLLER

OCT 04 1983

RECOMMENDED:

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Passed for Second Reading
Board of Supervisors, San Francisco

NOV 21 1983

Ayes: Supervisors Britt, ~~Hongisto~~, Kennedy, Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, Ward.

~~Noes: Supervisors~~

Absent: Supervisors HONGISTO

John L. Taylor Clerk

101-82-42 File No.

DEC 2 1983 Approved

Read Second Time and Finally Passed
Board of Supervisors, San Francisco

NOV 28 1983

Ayes: Supervisors Britt, Hongisto, ~~Kennedy, Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, Ward~~

~~Noes: Supervisors~~

Absent: Supervisors KENNEDY WALKER WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

Mayor

FILE NO. 101-83-43

ORDINANCE NO. 556-83

(GOVERNMENT FUNDING)

APPROPRIATING $6,816,528.57 FOR EQUITY TRANSFERS TO GENERAL FUND - CONTRIBUTED REVENUE RESERVE, AIRPORT COMMISSION FOR F/Y 1983-84.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for F/Y 1983-84 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
30-001	Airport Operating Fund		
G.L. 495 (022012)	Use of Surplus	$ 355,025.87	
46-4690 (843193)	Equity Transfers Out to 01-001 General Fund		$ 355,025.87
30-400	Airport-General Obligation Bonds Sinking Funds		
G.L. 495 (022160)	Use of Surplus	$6,461,502.70	
46-4690 ( )	Equity Transfers Out to 01-001 General Fund		$6,461,502.70
01-001	General Fund		
95-9900 (163287)	Equity Transfer from 30-001-Airport Operating Fund	$ 355,025.87	
95-9900 ( )	Equity Transfer from 30-400-General Obligation Bond Fund	6,461,502.70	
G.L. 491 (000026)	Budget Revenue Retained		
Subsidiary (000052)	Contributed Revenue Reserve		$6,816,528.57

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

BY: James A. Dromey Jr.
Deputy City Attorney

FUNDS AVAILABLE:

John C. Farrell
Controller

OCT 12 1983

RECOMMENDED:

Dianne Feinstein
Mayor

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Passed for Second Reading
Board of Supervisors, San Francisco
NOV 21 1983

Ayes: Supervisors Britt, ~~Hongisto~~ Kennedy, Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, Ward.

~~Noes: Supervisors~~

Absent: Supervisor HONGISTO

John L. Taylor Clerk

101-83-43 File No.

DEC 2 1983 Approved

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
NOV 28 1983

Ayes: Supervisors Britt, Hongisto, ~~Kennedy,~~ Kopp, Maher, Molinari, Nelder, Renne, Silver, ~~Walker, Ward~~

~~Noes: Supervisors~~

Absent: Supervisors KENNEDY WALKER WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

Dianne Feinstein Mayor

AMENDED IN COMMITTEE 11/9/83

FILE NO. [illegible]

ORDINANCE NO. 557-83

(Government Funding)

APPROPRIATING $7,036 FOR PERMANENT SALARIES-MISCELLANEOUS AND RELATED MANDATORY FRINGE BENEFITS AND RESCINDING $7,036 FROM PERMANENT SALARIES-MISCELLANEOUS FOR THE APPROPRIATION OF FUNDS FOR THE RECLASSIFICATION OF TWO-HUNDRED SEVENTY-ONE (271) POSITIONS, RECREATION AND PARK DEPARTMENT FOR F/Y 1983-84; PLACING RESERVE ON $1,019.00.

9/83
ah

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for F/Y 1983-84 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
01-001	General Fund		
42-02-01	Recreation and Park-Administration		
01-0010(368738)	Permanent Salaries-Miscellaneous	$7,036	$5,670
04-0600	Retirement-City		964
0606	Social Security		380
0620	Unemployment Insurance		22
	Total	$7,036	$7,036 *

Section 2. Funds are hereby appropriated for two-hundred seventy-one (271) positions reclassified by amendment to the Annual Salary Ordinance (Board of Supervisor's File No. 102-83-16) as follows:

Fund	General Fund		
Department	Recreation & Park		
Classification	Rate of Pay	Abolish	Create
1408 Principal Clerk	717 B 866	1	
9155 Claims Investigator	1185 B 1436		1
1452 Stenographic Secretary	758 B 916	1	
1528 Administrative Secretary	803 B 970		1
3410 Assistant Gardener	846 B 1022	153	
3416 Gardener	846 B 1022	116	
3417 Gardener	846 B 1022		269
	Total	271	271

*Section 3. Funds in the amount of $1,019.00 are hereby held in reserve pending authorization by the Civil Service Commission of reclassification of Stenographic Secretary to Administrative Secretary.

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Passed for Second Reading
Board of Supervisors, San Francisco
NOV 21 1983
Ayes: Supervisors Britt, ~~Hongisto~~, Kennedy, Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, Ward.
~~Noes: Supervisors~~
Absent: Supervisor HONGISTO
John L. Taylor Clerk

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
NOV 28 1983
Ayes: Supervisors Britt, Hongisto, ~~Kennedy,~~ Kopp, Maher, Molinari, Nelder, Renne, Silver, ~~Walker, Ward.~~
~~Noes: Supervisors~~
Absent: Supervisors KENNEDY WALKER WARD
I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.
John L. Taylor Clerk

101-83-46
File No.

DEC 2 1983
Approved

Mayor

FILE NO. 101-83-48 ORDINANCE NO. 558-83

(GOVERNMENT FUNDING)

APPROPRIATING $5,920 FOR JAPANESE INTERNMENT REPARATION, CIVIL SERVICE COMMISSION FOR F/Y 1983-84.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for F/Y 1983-84 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
01-001	General Fund		
G.L. 491 (000026)	Budget Revenue Retained	~~$5,920~~	
Subsidery (000052)	Contributed Revenue Reserve	$5,920	
30-00-00	Civil Service Commission		
14-1452 (309138)	Japanese Internment Reparation		$5,920

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

BY: Thomas G. Kennedy
Deputy City Attorney

FUNDS AVAILABLE:
John C Farrell
CONTROLLER

RECOMMENDED: OCT 18 1983
Dianne Feinstein
Mayor

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Passed for Second Reading
Board of Supervisors, San Francisco
NOV 21 1983
Ayes: Supervisors ~~Britt, Hongisto~~ Kennedy, Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, ~~Ward~~
~~Noes: Supervisors~~
Absent: Supervisors BRITT, HONGISTO, WARD
John L. Taylor Clerk

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
NOV 28 1983
Ayes: Supervisors Britt, Hongisto, ~~Kennedy,~~ Kopp, Maher, Molinari, Nelder, Renne, Silver, ~~Walker, Ward.~~
~~Noes: Supervisors~~
Absent: Supervisors KENNEDY, WALKER, WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.
John L. Taylor Clerk
Dianne Feinstein
Mayor

101-83-48
File No.

DEC 2 1983
Approved

FILE NO 101-83-50

ORDINANCE NO. 559-83

(GOVERNMENT FUNDING)

APPROPRIATING $10,000 FOR JUDGEMENT AND CLAIMS, MAYOR'S OFFICE - CRIMINAL JUSTICE COUNCIL FOR F/Y 1983-84.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for F/Y 1983-84 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
01-001	General Fund		
G.L. 491 (000026)	Budget Revenue Retained		
Subsidiary (000052)	Contributed Revenue Reserve	$10,000	
25-04-05	Mayor's Office -CJC		
14-1450 (325431)	Judgement and Claims		$10,000

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

BY: Thomas G. Kennedy
Deputy City Attorney

FUNDS AVAILABLE:
John C Farrell
CONTROLLER

OCT 1 8 1983

RECOMMENDED:
Dianne Feinstein
Mayor

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Passed for Second Reading
Board of Supervisors, San Francisco
NOV 2 1 1983

Ayes: Supervisors ~~Britt, Hongisto~~, Kennedy, ~~Kopp~~, Maher, Molinari, Nelder, Renne, Silver, Walker, ~~Ward~~

Noes: Supervisors KOPP

Absent: Supervisors BRITT, HONGISTO, WARD

John L. Taylor Clerk

101-83-50 File No.

DEC 2 1983 Approved

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
NOV 2 8 1983

Ayes: Supervisors Britt, Hongisto, ~~Kennedy~~, Kopp, Maher, Molinari, Nelder, Renne, Silver, ~~Walker~~, Ward.

~~Noes: Supervisors~~

Absent: Supervisors KENNEDY, WALKER, WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

Dianne Feinstein
Mayor

FILE NO. 101-83-52

ORDINANCE NO. 560-83

(GOVERNMENT FUNDING)

APPROPRIATING $80,000 FOR FACILITIES MAINTENANCE PROJECT (PARKING LOT UPGRADING), PARKING AUTHORITY FOR F/Y 1983-84.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for F/Y 1983-84 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
02-071	Off-Street Parking Fund		
G.L. 490 (003327)	Unappropriated Revenue	$80,000	
36-00-00	Parking Authority		
20-2020 (353144)	Facilities Maintenance Project		
Proj.	Parking Lots Upgrading		$80,000

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

BY: James L. Kennedy
Deputy City Attorney

FUNDS AVAILABLE:
John C. Farrell
CONTROLLER

RECOMMENDED: OCT 20 1983
Mayor

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Passed for Second Reading
Board of Supervisors, San Francisco
NOV 21 1983

Ayes: Supervisors ~~Britt, Hongisto~~, Kennedy, Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, ~~Ward~~

~~Noes: Supervisors~~

Absent: Supervisors BRITT, HONGISTO, WARD

John L. Taylor Clerk

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
NOV 28 1983

Ayes: Supervisors Britt, Hongisto, ~~Kennedy,~~ Kopp, Maher, Molinari, Nelder, Renne, Silver, ~~Walker, Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors KENNEDY, WALKER, WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

101-83-52
File No.

DEC 2 1983
Approved

Mayor

FILE NO. 101-83-53 ORDINANCE NO. 561-83

(GOVERNMENT FUNDING)

APPROPRIATING $3,500 FOR REVOLVING FUND INCREASE, PUBLIC ADMINISTRATOR/PUBLIC GUARDIAN FOR F/Y 1983-84.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for F/Y 1983-84 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
01-001	General Fund		
G.L. 491 (000026)	Budget Revenue Retained		
Subsidiary (000052)	Contributed Revenue Reserve	$3,500	
79-00-00	Public Administrator/Public Guardian		
10-1951 (429605)	Revolving Fund Increase		$3,500

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

BY: [signature]
Deputy City Attorney

APPROVED:
CIVIL SERVICE COMMISSION

BY: N/R
General Manager, Personnel

FUNDS AVAILABLE:

[signature]
CONTROLLER

OCT 20 1983

RECOMMENDED:

[signature]
Mayor

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Passed for Second Reading
Board of Supervisors, San Francisco
NOV 21 1983

Ayes: Supervisors Britt, ~~Hongisto~~, Kennedy, Kopp, Maher, Molinari, Nelder, Renne, ~~Silver~~, Walker, Ward.

~~Noes: Supervisors~~

Absent: Supervisors HONGISTO SILVER

[signature] Clerk

101-83-53 DEC 2 1983
File No. Approved

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
NOV 28 1983

Ayes: Supervisors Britt, Hongisto, ~~Kennedy,~~ Kopp, Maher, Molinari, Nelder, Renne, Silver, ~~Walker, Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors KENNEDY WALKER WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

[signature] Clerk

[signature]
Mayor

FILE NO. 101-83-55 ORDINANCE NO. 562-83

(GOVERNMENT FUNDING)

APPROPRIATING $4,477,433 FOR REVISIONS TO ESTIMATED REVENUE (VARIOUS), AIRPORT COMMISSION FOR F/Y 1983-84. (AMOUNTS IN PARENTHESIS IN THE CREDIT COLUMN INCREASE ESTIMATED REVENUES: AMOUNTS NOT IN PARENTHESIS IN THE CREDIT COLUMN DECREASE ESTIMATED REVENUE).

Be it ordained by the People of the City and county of San Francisco:

Section 1. Funds are hereby appropriated for F/Y 1983-84 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
30-001	Airport Operating Fund		
G.L. 495 (022012)	Use of Surplus	$4,477,433	
27-00-00	Airport Commission		
53-5301 (044149)	Traffic Fines		$ (146,750)
54-5401	Interest Earned		532
90-9006	Rental-Central Terminal (Non-Airline)		14,175
9007	Rental-South Terminal (Non-Airline)		17,615
9009	Rental-North Terminal (Non-Airline)		23,210
9015	Scheduled Air Carriers		5,913,342
9017	Landing Fees Surcharge		(352,425)
9021	Rental-Unimproved Area		(1,500,000)
9022	Rental-Paved Area		(93,346)
9023	Rental-Hangar Unit		36,645
9024	Rental-Hangar Office and Space		45,820
9025	Rental-Central Terminal		(1,975,864)
9026	Rental-South Terminal		5,404,272
9027	Rental-North Terminal		(2,630,330)
9028	Rental-Airmail & Cargo Bldg.		79,480
9029	Rental-Custom Facility		13,735
9030	Rental-Tank Farm Area		12,160
9034	Rental-Other Bldgs., Airlines		12,160
9040	Commissions-Petroleum Products		(37,000)
9041	Commissions-Aviation Fuel		(3,000)
9042	Commissions-Coin Locks		15,215
9045	Concession Revenues		(465,555)

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DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
90-9049	Concession Revenues-Other		$ 175,342
9066	Parking, Airline Employees		(85,000)
9092	Licenses & Permits		3,000
	Total	$4,477,433	$4,477,433

Passed for Second Reading
Board of Supervisors, San Francisco
NOV 21 1983
Ayes: Supervisors ~~Britt, Hongisto,~~ Kennedy, Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, ~~Ward.~~
~~Noes: Supervisors~~
Absent: Supervisors BRITT HONGISTO WARD
John L. Taylor Clerk
101-83-55 File No.
DEC 2 1983 Approved

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
NOV 28 1983
Ayes: Supervisors Britt, Hongisto, ~~Kennedy,~~ Kopp, Maher, Molinari, Nelder, Renne, Silver, ~~Walker, Ward.~~
~~Noes: Supervisors~~
Absent: Supervisors KENNEDY WALKER WARD
I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.
John L. Taylor Clerk
Dianne Feinstein Mayor

FILE NO. 101-83-56 ORDINANCE NO. 563-83

RO #4138 BA #20

(GOVERNMENT FUNDING)

APPROPRIATING $400,000 FOR CAPITAL PROJECT BUDGET (DIVISION STREET SEWER CONNECTION DESIGN AND TIDE GATE RESTRAINTS DESIGN), CLEAN WATER PROGRAM FOR F/Y 1983-84.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for F/Y 1983-84 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
35-525	General Obligations Bonds - Interest Accumulation Fund		
G.L. 495 (040170)	Use of Surplus	$400,000	
92-01-00	Clean Water Program		
20-2030 (543793)	Capital Project Budgets		
Proj. J05-00	Tide Gate Restraints Design		$160,000
Proj.	Division Street Connection Design		240,000
	Total	$400,000	$400,000

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

BY: Deputy City Attorney

FUNDS AVAILABLE:
John C. Farrell
CONTROLLER

OCT 24 1983

RECOMMENDED:
Mayor 11/2/83

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Passed for Second Reading
Board of Supervisors, San Francisco
NOV 21 1983

Ayes: Supervisors ~~Britt, Hongisto~~ Kennedy, Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, ~~Ward~~

~~Noes: Supervisors~~

Absent: Supervisors BRITT HONGISTO WARD

John L. Taylor Clerk

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
NOV 28 1983

Ayes: Supervisors Britt, Hongisto, ~~Kennedy,~~ Kopp, Maher, Molinari, Nelder, Renne, Silver, ~~Walker, Ward~~

~~Noes: Supervisors~~

Absent: Supervisors KENNEDY WALKER WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

DEC 2 1983

101-83-56 File No. Approved Mayor

FILE NO. [illegible]

1983 NOV 14 AM 11:46

ORDINANCE NO. 56483

RO #4158 SA #102

(GOVERNMENT FUNDING)

APPROPRIATING $19,650 FOR THE CREATION OF 1 POSITION, PERMANENT SALARIES AND PLANNED MANDATORY FRINGE BENEFITS, MAYOR'S OFFICE, F/Y 1983-84.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for F/Y 1983-84 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
01-001	General Fund		
G.L. 491 (000026)	Budget Revenue Retained		
Subsidiary (000052)	Contributed Revenue Reserve	$19,650	
25-01-00	Mayor's Office - Administrative		
01-0010 (325043)	Permanent Salaries - Miscellaneous		$15,519
04-0600	Mandatory Fringe Benefits		4,131
	Total	$19,650	$19,650

Section 2. Funds are hereby appropriated for one (1) position created by amendment to the Annual Salary Ordinance (Board of Supervisors' File No. 102-83-18) as follows:

Fund	General Fund	
Department	Mayor's Office	
Classification	Rate of Pay	Create
25-01-00		
1848 Mayor's Program Consultant	1021B1021	1

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

BY: [signature]
Deputy City Attorney

APPROVED:
CIVIL SERVICE COMMISSION

BY [signature]
General Manager, Personnel

FUNDS AVAILABLE:

[signature]
CONTROLLER

NOV 09 1983

RECOMMENDED:

[signature] 11/11/83
Mayor

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DEC 21 1983
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Passed for Second Reading
Board of Supervisors, San Francisco

NOV 21 1983

Ayes: Supervisors Britt, Hongisto, Kennedy, ~~Kopp,~~ Maher, Molinari, ~~Nelder~~, Renne, Silver, Walker, Ward.

Noes: Supervisors KOPP NELDER

~~Absent: Supervisors~~

[signature] Clerk

101-83-62
File No.

DEC 2 1983
Approved

Read Second Time and Finally Passed
Board of Supervisors, San Francisco

NOV 28 1983

Ayes: Supervisors Britt, Hongisto, Kennedy, Kopp, Maher, Molinari, Nelder, Renne, Silver, ~~Walker, Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors WALKER WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

[signature] Clerk

[signature]
Mayor

FILE NO 101-83-63

(GOVERNMENT FUNDING)

ORDINANCE NO. 565-83

RO #4157 SA #94

APPROPRIATING $130,000 FOR CAPITAL PROJECT BUDGET (OFFICE RENOVATION AND IMPROVEMENT) BOARD OF SUPERVISORS FOR FY 1983-84.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for FY 1983-84 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
01-001	General Fund		
G.L.491(000026)	Budget Revenue Retained		
Subsidiary(000052)	Contributed Revenue Reserve	$130,000	
01-00-00	Board of Supervisors		
2030(300228)	Capital Project Budget		
Project-Work Phase			
755-01	Office Renovation and Improvements	$130,000	

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

BY: Thomas G. Dawson
Deputy City Attorney

FUNDS AVAILABLE:

John C Farrell
CONTROLLER
NOV 08 1983

RECOMMENDED:

Raymond L. Sullivan 11/15/83
Mayor

DOCUMENTS DEPT.
DEC 21 1983
SAN FRANCISCO
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Passed for Second Reading
Board of Supervisors, San Francisco
NOV 21 1983

Ayes: Supervisors Britt, ~~Hongisto~~, Kennedy, ~~Kopp~~, Maher, Molinari, Nelder, Renne, ~~Silver~~, Walker, Ward.

Noes: Supervisors HONGISTO KOPP

Absent: Supervisors SILVER

John L. Taylor Clerk

101-83-63 File No.

DEC 2 1983 Approved

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
NOV 28 1983

Ayes: Supervisors Britt, ~~Hongisto,~~ Kennedy, ~~Kopp,~~ Maher, Molinari, Nelder, Renne, Silver, Walker, ~~Ward.~~

Noes: Supervisors HONGISTO KOPP

Absent: Supervisors WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

Dianne Feinstein
Mayor

FILE NO. 102-83-5 ORDINANCE NO. 566-83

PUBLIC EMPLOYMENT SAL.ORD.AMEND.NO. 4

AMENDING ORDINANCE NO. 412-83 (ANNUAL SALARY ORDINANCE, 1983-84) REFLECTING THE ESTABLISHMENT OF A NEW CLASSIFICATION AND ALLOCATION OF ONE POSITION FOR THE MUNICIPAL RAILWAY.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The hereinafter designated items and section of Ordinance No. 412-83 (Annual Salary Ordinance, 1983-84) are hereby amended so that the same shall read as follows:

(Amendment)	No. of Positions	Class & Item No.	Class Title	Compensation Schedule
		Dept.:	35 Municipal Railway	
		DP/DV/SC:	350200 Muni/Equipment Maintenance Div.	
		Fund:	31001 Municipal Railway Operating	
		Object:	001 Regular Misc.	
1 added	1	1944 N	Materials Coordinator.	$1336-1618
1 abolished	0	A489 N	Material Manager *NEW*	J,SC 1394-1690

APPROVED AS TO CLASSIFICATION:
CIVIL SERVICE COMMISSION

GENERAL MANAGER, PERSONNEL

APPROVED AS TO FORM:
GEORGE AGNOST, CITY ATTORNEY

By: DEPUTY CITY ATTORNEY

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Passed for Second Reading
Board of Supervisors, San Francisco
NOV 21 1983

Ayes: Supervisors Britt, ~~Hongisto,~~ Kennedy, Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, Ward.

~~Noes: Supervisors~~

Absent: Supervisor HONGISTO

John L. Taylor Clerk

102-83-5 File No.

DEC 2 1983 Approved

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
NOV 28 1983

Ayes: Supervisors Britt, Hongisto, ~~Kennedy,~~ Kopp, Maher, Molinari, Nelder, Renne, Silver, ~~Walker, Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors KENNEDY WALKER WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

Mayor

FILE NO. _____ ORDINANCE NO. 567-83

PUBLIC EMPLOYMENT SAL.ORD.AMEND.NO. 12

AMENDING ORDINANCE NO. (ANNUAL SALARY ORDINANCE, 1983-84) REFLECTING THE RECLASSIFICATION OF FOUR POSITIONS IN THE ASSESSOR'S OFFICE.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The hereinafter designated items and sections of Ordinance No. 412-83 (Annual Salary Ordinance, 1983-84) are hereby amended so that the same shall read as follows:

(Amendment)	No. of Pos.	Class & Item No.	Class Title	Compensation Schedule
		Dept.:	02 Assessor	
		DP/DV/SC:	020100 Real Property	
		Fund:	01001 General Fund	
		Object:	001 Regular Misc.	
1 abolished	0	1424 A	Clerk Typist.	$ 544-655
1 added	8	4202 A	Assessment Clerk.	562-677
		Dept.:	02 Assessor	
		DP/DV/SC:	020300 Technical Services	
		Fund:	01001 General Fund	
		Object:	001 Regular Misc.	
2 abolished	0	1404 A	Clerk	524-631
2 added	11	4202 A	Assessment Clerk.	562-677
		Dept.	02 Assessor	
		DP/DV/SC:	020400 Administration	
		Fund:	01001 General Fund	
		Object:	001 Regular Misc.	
1 abolished	0	1424 A	Clerk Typist.	544-655
1 added	1	4202 A	Assessment Clerk.	562-677

APPROVED AS TO CLASSIFICATION:
CIVIL SERVICE COMMISSION

John J. Walsh Jr.
GENERAL MANAGER, PERSONNEL

APPROVED AS TO FORM:
GEORGE AGNOST, CITY ATTORNEY

By: Thomas A. Cosgrove
DEPUTY CITY ATTORNEY

No. 12

DOCUMENTS DEPT.
DEC 21 1983
SAN FRANCISCO
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Passed for Second Reading
Board of Supervisors, San Francisco
NOV 21 1983

Ayes: Supervisors Britt, ~~Hongisto,~~ Kennedy, Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, Ward.

~~Noes: Supervisors~~

Absent: Supervisors HONGISTO

John L. Taylor Clerk

10283-11 DEC 2 1983
File No. Approved

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
NOV 28 1983

Ayes: Supervisors Britt, Hongisto, ~~Kennedy,~~ Kopp, Maher, Molinari, Nelder, Renne, Silver, ~~Walker, Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors KENNEDY WALKER WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

Mayor

AMENDED IN COMMITTEE 11/9/83

FILE NO. 102-83-16 ORDINANCE NO. 568-83

PUBLIC EMPLOYMENT SAL.ORD.AMEND.NO. 17

AMENDING ORDINANCE NO. 412-83 (ANNUAL SALARY ORDINANCE, 1983-84) REFLECTING THE RECLASSIFICATION OF ONE PRINCIPAL CLERK POSITION, THE CONSOLIDATION OF 269 GARDENER POSITIONS ~~AND THE SUBSTITUTION OF AN ADMINISTRATIVE SECRETARY POSITION~~.,/ RECREATION AND PARK DEPARTMENT

11/9/83 ah

Be it ordained by the People of the City and County of San Francisco:

Section 1. The hereinafter designated items and sections of Ordinance No. 412-83 (Annual Salary Ordinance, 1983-84) are hereby amended so that the same shall read as follows:

(Amendment)	No. of Pos.	Class & Item No.	Class Title	Compensation Schedule
		Dept.: 42 Recreation & Park DP/DV/SC: 420201 Administration/Business Office Fund: 01001 General Fund Object: 001 Regular Misc.		
1 abolished	0	1408 A	Principal Clerk	$ 717-866
1 added	1	9155 A	Claims Investigator	1185-1436
~~1 abolished~~	~~0~~	~~1452 A~~	~~Stenographic Secretary~~	~~758-916~~
~~1 added~~	~~1~~	~~1528 A~~	~~Administrative Secretary .SC~~	~~803-970~~
		Dept.: 42 Recreation & Park DP/DV/SC: 420302 Park Fund: 01001 General Fund Object: 001 Regular Misc.		
62 abolished	0	3410 A	Assistant Gardener	846-1022
46 abolished	0	3416 A	Gardener	846-1022
108 added	108	3417 A	Gardener	846-1022
6 abolished	0	3410 A	Assistant Gardener .SC	846-1022
6 added	6	3417 A	Gardener .SC	846-1022
		Object: 020 Regular Temp		
0 abolished	0	3410 C	Assistant Gardener .PT	846-1022
0 added	0	3417 C	Gardener .PT	846-1022
		Dept.: 42 Recreation & Park DP/DV/SC: 420303 Park Fund: 01001 General Fund Object: 001 Regular Misc.		
53 abolished	0	3410 A	Assistant Gardener	846-1002
28 abolished	0	3410 A	Gardener	846-1002

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(Amendment)	No. of Pos.	Class & Item No.	Class Title	Compensation Schedule
81 added	81	3417 A	Gardener	$ 846-1022
1 abolished	0	3410 N	Assistant Gardener SC	846-1022
1 added	1	3417 N	Gardener	846-1022
		Object: 020 Regular Temp		
0 abolished	0	3410	Assistant Gardener PT	846-1022
0 added	0	3417	Gardener PT	846-1022
		Fund: 02221 Open Space & Park Renovation Object: 001 Regular Misc.		
9 abolished	0	3410 A	Assistant Gardener	846-1022
16 abolished	0	3416 A	Gardener	846-1022
25 added	25	3417 A	Gardener	846-1022
5 abolished	0	3410 N	Assistant Gardener .SC	846-1022
5 added	5	3417 N	Gardener	846-1022
		Fund: 09099 Work Order Object: 001 Regular Misc.		
2 abolished	0	3416 A	Gardener	846-1022
2 added	2	3417 A	Gardener	846-1022
		Dept.: 42 Recreation & Park DP/DV/SC: 420305 Park Fund: 01001 General Fund Object: 001 Regular Misc.		
1 abolished	0	3416 B	Gardener	846-1022
1 added	1	3417 B	Gardener	846-1022
		Dept.: 42 Recreation & Park DP/DV/SC: 420308 Park Fund: 02222 Candlestick Park Object: 001 Regular Misc.		
2 abolished	0	3410 A	Assistant Gardener	846-1022
2 abolished	0	3416 A	Gardener	846-1022
4 added	4	3417 A	Gardener	846-1022
		Object: 020 Regular Temp		
0 abolished	0	3410 D	Assistant Gardener	846-1022
0 added	0	3417 D	Gardener	846-1022

(Amendment)	No. of Pos.	Class & Item No.	Class Title	Compensation Schedule
		Dept.:	42 Recreation & Park	
		DP/DV/SC:	420209 Park	
		Fund:	02224 Marina Yacht Harbor	
		Object:	001 Regular Misc.	
2 abolished	0	3410 A	Assistant Gardener	$ 846-1022
1 abolished	0	3416 A	Gardener	846-1022
3 added	3	3417 A	Gardener	846-1022
		Dept.:	42 Recreation & Park	
		DP/DV/SC:	420500 Golf Courses	
		Fund:	01001 General Fund	
		Object:	001 Regular Misc.	
7 abolished	0	3410 B	Assistant Gardener	846-1022
15 abolished	0	3416 B	Gardener	846-1022
22 added	22	3417 B	Gardener	846-1022
1 abolished	0	3410 N	Assistant Gardener	SC 846-1022
1 added	1	3417 N	Gardener	846-1022
		Object:	020 Regular Temp	
0 abolished	0	3410 C	Assistant Gardener	PT 846-1022
0 added	0	3417 C	Gardener	PT 846-1022
		Dept.:	42 Recreation & Park	
		DP/DV/SC:	420800 Zoo	
		Fund:	01001 General Fund	
		Object:	001 Regular Misc.	
3 abolished	0	3410 A	Assistant Gardener	846-1022
4 abolished	0	3416 A	Gardener	846-1022
7 added	7	3417 A	Gardener	846-1022
1 abolished	0	3410 N	Assistant Gardener	846-1022
1 added	1	3417 N	Gardener	846-1022

APPROVED AS TO CLASSIFICATION:
CIVIL SERVICE COMMISSION

GENERAL MANAGER, PERSONNEL

APPROVED AS TO FORM:
GEORGE AGNOST, CITY ATTORNEY

By: Thomas E. Kennedy
DEPUTY CITY ATTORNEY

NO. 17

Passed for Second Reading
Board of Supervisors, San Francisco

NOV 21 1983

Ayes: Supervisors Britt, ~~Hongisto~~, Kennedy, Kopp, Maher, Molinari, Nelder, Renne, ~~Silver~~, Walker, Ward.

~~Noes: Supervisors~~

Absent: Supervisors HONGISTO SILVER

John L. Taylor
Clerk

102-83-16
File No.

DEC 2 1983
Approved

Read Second Time and Finally Passed
Board of Supervisors, San Francisco

NOV 28 1983

Ayes: Supervisors Britt, Hongisto, ~~Kennedy~~, Kopp, Maher, Molinari, Nelder, Renne, Silver, ~~Walker, Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors KENNEDY WALKER WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor
Clerk

Dianne Feinstein
Mayor

FILE NO. 102-83-18 ORDINANCE NO. 569-83

PUBLIC EMPLOYMENT SAL.ORD.AMEND.NO. 20

AMENDING ORDINANCE NO. 412-83 (ANNUAL SALARY ORDINANCE, 1983-84) REFLECTING THE ESTABLISHMENT OF ONE POSITION IN THE OFFICE OF THE MAYOR.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The hereinafter designated items and section of Ordinance No. 412-83 (Annual Salary Ordinance, 1983-84) are hereby amended so that the same shall read as follows:

(Amendment)	No. of Pos.	Class & Item No.	Class Title	Compensation Schedule
		Dept.:	25 Mayor	
		DP/DV/SC:	250100 Office of the Mayor	
		Fund:	01001 General Fund	
		Object:	001 Regular Misc.	
1 added	1	1848	Mayor's Program Consultant.	SCZ $1021-1021

APPROVED AS TO CLASSIFICATION:
CIVIL SERVICE COMMISSION

John J. Walsh Jr.
GENERAL MANAGER, PERSONNEL

APPROVED AS TO FORM:
GEORGE AGNOST, CITY ATTORNEY

By: Thomas A. Dorney
DEPUTY CITY ATTORNEY

No. 20

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Passed for Second Reading
Board of Supervisors, San Francisco
NOV 21 1983

Ayes: Supervisors Britt, Hongisto, Kennedy, ~~Kopp~~, Maher, Molinari, Nelder, Renne, ~~Silver~~, Walker, Ward.

Noes: Supervisors KOPP

Absent: Supervisors SILVER

John L. Taylor Clerk

102-83-18 DEC 2 1983
File No. Approved

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
NOV 28 1983

Ayes: Supervisors Britt, Hongisto, Kennedy, ~~Kopp~~, Maher, Molinari, Nelder, Renne, Silver, Walker, ~~Ward.~~

Noes: Supervisors KOPP

Absent: Supervisors WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

Mayor

PH&D Cmte. 9/20/83
As amended in Bd. 11/7/83
As amended in Bd. 11/14/83

ORIGINAL

FILE NO. 114-83-3

ORDINANCE NO. 570-83

REPEALING PART II, CHAPTER 1 (BUILDING CODE) OF THE SAN FRANCISCO MUNICIPAL CODE; ADOPTING BY REFERENCE THE 1979 UNIFORM BUILDING CODE AS THE BUILDING CODE FOR SAN FRANCISCO; AND AMENDING THE UNIFORM BUILDING CODE.

BE IT ORDAINED by the people of the City and County of San Francisco:

Section 1. Part II, Chapter 1 (Building Code) of the San Francisco Municipal Code is hereby repealed in its entirety.

Section 2. A document, three copies of which are on file in the office of the Clerk of the Board of Supervisors of the City and County of San Francisco, being marked and designated as "Uniform Building Code, 1979 Edition" and published by the International Conference of Building Officials, Whittier, California, is adopted as the Building Code for the City and County of San Francisco, and shall be codified as Part II, Chapter 1 of the Municipal Code.

Section 3. The appendices to Chapters 35, 48, 55 and 70 contained in Uniform Building Code, 1979 Edition, are adopted as part of the Building Code.

Section 4. The Uniform Building Code, 1979 Edition adopted in Section 1 and the appendices adopted in Section 3 are amended by modifications, additions and exclusions as set forth in a document, three copies of which are on file in the office of the Clerk of the Board of Supervisors, being marked and designated as "City and County of San Francisco Amendments to the Uniform Building Code and the Uniform Mechanical Code, 1979 Editions", and dated ~~September 20, 1983.~~ ~~November 7, 1983~~ November 14, 1983

/7/83
1
14/83

Section 5. Nothing contained in this or the preceding sections shall be construed as abating any action now pending under or by virtue of any ordinance of the City herein repealed; or as discontinuing, abating, modifying or altering any penalties accruing, or to accrue, or as waiving any right of the City under any ordinance regulating the design, construction, erection, alteration, repair, demolition, maintenance and use of buildings and structures in force at the time of passage of this ordinance.

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Section 6. If any section, subsection, subdivision, paragraph, sentence, clause or phrase of this ordinance or any part thereof is for any reason held to be unconstitutional or invalid, such decision shall not affect the validity of the remaining portions of this ordinance or any part thereof. The Board of Supervisors hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause or phrase thereof, irrespective of the fact that any one or more section, subsection, subdivision, paragraph, sentence, clause or phrase be declared unconstitutional.

Passed for Second Reading
Board of Supervisors, San Francisco
NOV 14 1983

Ayes: Supervisors Britt, Hongisto, Kennedy, Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, Ward.

~~Noes: Supervisors~~

~~Absent: Supervisors~~

John L. Taylor Clerk

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
NOV 21 1983

Ayes: Supervisors Britt, ~~Hongisto,~~ Kennedy, Kopp, Maher, Molinari, Nelder, Renne, Silver, ~~Walker~~, Ward.

~~Noes: Supervisors~~

Absent: Supervisors HONGISTO WALKER

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of ~~San Francisco~~.

John L. Taylor Clerk

114-83-3
File No.

DEC 3 1983
Approved

Mayor

FILE NO. 121-83-17 ORDINANCE NO. 511-83

[Payment for Police Services]

AMENDING THE SAN FRANCISCO ADMINISTRATIVE CODE BY AMENDING SECTIONS 10B.2 AND 10B.3 THEREOF, RELATING TO PAYMENT FOR SERVICES INTO THE SPECIAL LAW ENFORCEMENT PROGRAM AND SPECIAL FUND.

Note: Additions or substitutions are underlined; deletions are indicated by double ((parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. Section 10B.2 of Chapter 10B of the San Francisco Administrative Code is amended to read as follows:

Section 10B.2. PAYMENT FOR SERVICES. The person, corporation, firm or organization desiring such personnel shall pay to the police department such sums of money as may be necessary to pay for the additional services. Such payment shall be computed at time and one-half ((straight time)) rate paid or payable to uniformed officers of the police department at the time they are to perform such additional duties plus 22.5% thereof for administrative overhead. The police department shall deposit with the treasurer such sums received in a special account designated public facilities overtime account; provided however that the amount representing 22.5% shall be deposited to the general fund unappropriated balance of funds. Such person, corporation, firm or organization shall indemnify, hold harmless and defend said City and Count of San Francisco, the San Francisco Police Department, and all the officers, agents and employees of either, from and against all liability, judgments or claims for personal or bodily injuries, false arrest and false imprisonment caused by or purportedly caused by such personnel in the rendering of such services.

Section 2. Section 10B.3. RATES OF PAY. For services performed in excess of the basic week, police department members

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shall be compensated on the basis of time and one-half ((straight time)) in accordance with the ratio which said excess service bears to the basic week of service and the annual compensation provided therefor in section 3.531 of the City Charter.

Passed for Second Reading
Board of Supervisors, San Francisco
NOV 21 1983

Ayes: Supervisors Britt, ~~Hongisto~~, Kennedy, Kopp, Maher, Molinari, Nelder, Renne, ~~Silver~~, Walker, Ward.

~~Noes: Supervisors~~

Absent: Supervisors HONGISTO SILVER

John L. Taylor Clerk

121-83-17 DEC 2 1983
File No. Approved

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
NOV 28 1983

Ayes: Supervisors Britt, Hongisto, ~~Kennedy~~, Kopp, Maher, Molinari, Nelder, Renne, Silver, ~~Walker, Ward~~.

~~Noes: Supervisors~~

Absent: Supervisors KENNEDY WALKER WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

Dianne Feinstein
Mayor

FILE NO. 127-83-11 ORDINANCE NO. 572-83

[Stadium Operator Admission Tax]

AMENDING ARTICLE II, PART III, SAN FRANCISCO MUNICIPAL CODE, BY AMENDING SECTION 807 THEREOF, PROVIDING FOR AN EXEMPTION OF EIGHT DOLLARS AND NINETY-NINE CENTS ($8.99) OR LESS TO THE STADIUM OPERATOR ADMISSION TAX; PROVIDING FOR EXPIRATION DATE OF DECEMBER 31, 1984.

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Be it ordained by the People of the City and County of San Francisco:

Section 1. Findings.

The Board of Supervisors finds:

That the purpose of the Stadium Admission Tax is to help defray costs incurred by expansion of Candlestick Park in 1970 to accomodate the San Francisco Forty Niners.

That the cost of that expansion should not be borne by the San Francisco Giants, nor their patrons.

That so long as the debt service on Candlestick Park bonds can be retired with non-ad valorem revenues, the San Francisco Giants and certain other users of the facility should be exempt from payment of the Admission Tax.

Section 2. Article II, Part III, San Francisco Municipal Code, is hereby amended by amending Section 807 thereof, to read as follows:

SEC. 807. Exemptions. No tax shall be imposed (1) on the receipts from admission tickets sold at Eight Dollars and Ninety-nine Cents ($8.99) or less; (2) when a stadium is used by athletic teams sponsored by the San Francisco Unified School District or by the San Francisco Community College District; (3) when a stadium is used by nonprofit elementary or secondary schools, attendance at which satisfies the requirements of the compulsory education laws of the State of California; (4) when a stadium is used by an operator or sponsor of charity athletic contests or other special benefit entertainment events no part of the net earnings of which inures to the benefit of any private shareholder or individual and the assets of said operating or sponsoring organization are irrevocably dedicated to tax exempt purposes; (5) any recreation field operated by the Recreation and Park Commission where athletic contests, exhibitions or special events may be presented and which may contain a seating arrangement adjacent to one portion of said field containing not more than 5,000 permanent seats.

The exemption set forth in subsection (1) hereinabove shall be applicable to admission tickets sold on the effective date of this ordinance and through December 31, ((1983))1984; thereafter, no tax shall be imposed on the receipts from admission tickets sold at two dollars and one cent ($2.01) or less.

Passed for Second Reading
Board of Supervisors, San Francisco
NOV 21 1983

Ayes: Supervisors Britt, ~~Hongisto~~, Kennedy, ~~Kopp~~, Maher, Molinari, Nelder, Renne, ~~Silver~~, Walker, Ward.

Noes: Supervisors KOPP

Absent: Supervisors HONGISTO SILVER

John L. Taylor Clerk

127-83-11 DEC 2 1983
File No. Approved

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
NOV 28 1983

Ayes: Supervisors Britt, Hongisto, Kennedy, ~~Kopp~~, Maher, Molinari, Nelder, Renne, Silver, Walker, ~~Ward~~.

Noes: Supervisors KOPP

Absent: Supervisors WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

Mayor

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FILE NO. 142-83-1 ORDINANCE NO. 57383

(Uncodified Ordinance to the City Planning Code: Moratorium)

TEMPORARILY PROHIBITING THE APPROVAL OF PERMITS FOR THE ESTABLISHMENT AND OPERATION OF RESTAURANTS, FAST FOOD ESTABLISHMENTS, AND BARS ON CLEMENT STREET BETWEEN ARGUELLO BOULEVARD AND FUNSTON AVENUE FOR TWELVE (12) MONTHS; PROVIDING FOR DEFINITIONS AND A SEVERABILITY CLAUSE.

NOTE: The entire ordinance is new.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Purpose and Findings. The Board of Supervisors, having received and considered numerous complaints from citizens residing in or about the neighborhood of Clement Street, between Arguello Boulevard and Funston Avenue, makes the following findings:

A. The residents, merchants, merchant and residential associations, councils and other groups in said Clement Street area between Arguello Boulevard and Funston Avenue, have expressed great concern and alarm over the proliferation of restaurants, bars, and fast food establishments in the area and the resulting problems of noise, scarcity of parking for the residents of the area, street and sidewalk congestion and the general reduction of the quality of residential life.

B. There are presently numerous restaurants, bars and fast food establishments in the aforementioned area.

C. The exemption of retail establishments of five thousand (5,000) square feet or less from parking requirements imposed by the City Planning Code (Part II, Chapter II of the San Francisco Municipal Code), coupled with the change in use from residential and neighborhood serving retail establishments

to restaurants, fast food establishments, and bars has placed a greatly increased burden on the existing, limited parking facilities in the surrounding area.

D. This increased traffic congestion has resulted in an increased number of violations of parking and traffic regulations as set forth in the Traffic Code (Part II, Chapter XI, of the San Francisco Municipal Code).

E. The City and County of San Francisco is currently engaged in a citywide study which will lead to amendments of the existing permitted uses in C-1 and/or C-2 neighborhood commercial use districts, including the entire length of Clement Street.

F. The aforementioned study may include, among other subjects, a consideration of the means, degree and extent to which the establishment of a special district in the area will lessen any adverse effects upon the surrounding residential areas or, at a minimum, will limit the increase of such adverse effects.

G. A reasonable period of time is necessary to conduct the aforementioned study to implement the recommendations thereof, to prevent the frustration of the benefits to be derived from the aforementioned study and for the purpose of protecting the public safety, health and welfare.

H. Noises and odors generated by certain restaurants, fast food establishments and bars in the aforementioned area using the rear yards cause disturbance to the public peace, particularly to the peaceful enjoyment of property and sleep of those persons residing in adjacent buildings.

Section 2. Definitions.

For the purposes of this ordinance, the following definitions shall apply:

(1) Bar. Any tavern, cocktail lounge or other establishment which gives, sells or offers for sale beverages to the public, guests or patrons.

(2) Fast Food Establishments. Any premise which offers for retail sale for immediate off-premises consumption, ready-to-eat cooked food and beverages primarily served in or on disposable wrappers, containers, or plates and which has no seating capacity for consumption of food on the premise. This definition is not applicable to food operations which are an incidental part of a large business such as a supermarket.

(3) Restaurant. Any coffee shop, cafeteria, short order cafe, luncheonette, tavern, cocktail lounge, sandwich stand, soda fountain, caterer, which gives, sells or offers for sale, food to the public, or patrons, in which food is prepared on the premises for serving or consumption on or off the premises and which food requires no further preparation, and also includes manufacture of perishable food products that is prepared on the premises for sale directly to the public. The term "restaurant" shall not include itinerant restaurants, cooperative arrangements made by employees who purchase food or beverage for their own consumption and where no employee is assigned full time to care for or operate equipment used in such arrangement, or private homes; nor shall the term "restaurant" include churches, church societies, private clubs or other nonprofit associations of a religious, philanthropic, civic improvement, social, political, or educational nature, which purchase food, food products, or beverages or which receive donations of food, food products, or beverages for services without charge to their members or for service or sale at a reasonable charge to their members or to the general public at occasional fund-raising events, for consumption

on or off the premises at which the food, food products, or beverages are served or sold, if the service or sale of such food, food products or beverages does not constitute a primary purpose or function of the club or association, and if no employee is assigned full time to care for or operate equipment used in such arrangement.

Section 3. No application for a permit nor any permit for any restaurant, fast food establishment and bar as defined herein shall be received, considered or approved for any location within the above-referenced area; provided that the provision of this ordinance shall not apply to an existing restaurant, bar or fast food establishment relocating to another site within the aforementioned area, or to the expansion of an existing business to an adjacent building when the applicant had purchased or acquired the adjacent real property for the sole purpose of facilitating such expansion prior to the imposition of the interim controls set forth in this Ordinance.

Section 4. This ordinance shall expire by its own terms twelve (12) months after its effective date, unless terminated earlier or extended by action of the Board of Supervisors.

Section 5. Severability. If any section, subsection, subdivision, paragraph, sentence, clause or phrase of this ordinance or any part thereof, is for any reason held to be unconstitutional or invalid or ineffective by any court of competent jurisdiction, such decision shall not affect the validity or effectiveness of the remaining portions of this ordinance or any part thereof. The Board of Supervisors hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause or phrase thereof irrespective of the fact that any one or more sections,

subsections, subdivision, paragraphs, sentences, clauses or phrases be declared unconstitutional or invalid or ineffective.

APPROVED AS TO FORM:

GEORGE AGNOST, City Attorney

By Judith Swenson
JUDITH SWENSON
Deputy City Attorney

Passed for Second Reading
Board of Supervisors, San Francisco
NOV 21 1983

Ayes: Supervisors Britt, ~~Hongisto~~, Kennedy, Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, ~~Ward~~.

~~Noes: Supervisors~~

Absent: Supervisors HONGISTO WARD

John L. Taylor Clerk

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
NOV 28 1983

Ayes: Supervisors Britt, Hongisto, ~~Kennedy~~, Kopp, Maher, Molinari, Nelder, Renne, Silver, ~~Walker, Ward~~

~~Noes: Supervisors~~

Absent: Supervisors KENNEDY WALKER WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

142-83-1
File No.

DEC 2 1983
Approved

Dianne Feinstein
Mayor

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DEC 28 1983
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As amended in Committee 11/15/83

FILE NO. 162-83-5.1 ORDINANCE NO. 574-83

(South of Market Special Use District)

AMENDING PART II, CHAPTER II OF THE SAN FRANCISCO MUNICIPAL CODE (CITY PLANNING CODE) BY ADDING SECTION 246 TO CREATE AN INTERIM SOUTH OF MARKET INDUSTRIAL AND HOUSING CONSERVATION SPECIAL USE DISTRICT TO BE EFFECTIVE FOR 18 MONTHS WITH AN EXCEPTION AS TO PROJECTS WITH A SITE PERMIT ISSUED ON OR BEFORE NOVEMBER 15, 1983.

Note: Additions are not underlined since the entire section is new.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The Board of Supervisors makes the following findings in support of this interim ordinance:

A. The recent growth in the development of office uses in the downtown area has induced growth of similar uses in the South of Market Area.

B. The nature of supportive services to the downtown area are changing and major employers have relocated to other jurisdictions in the Bay Area, (such as Fireman's Fund, the Bank of America Data Processing Center) with a resultant decrease in employment opportunities associated therewith;

C. The interim controls are necessary to enable the City Planning Department to study the appropriate type of development in the South of Market area;

D. The development of satellite parking area is necessary because of the expansion of office uses in the downtown area.

Delivery and customer vehicle access is absolutely essential to the effective operation of service supportive to downtown. Any expansion of, or changes in the South of Market Area will require additional off street parking to prevent congestion and to ensure that the area remains accessible to customers of and delivery vehicles for industrial uses. Retaining the existing buildings and a limited moratorium for certain types of development is essential to the development of new legislation governing the uses in the South of Market Area;

E. The Department of City Planning is conducting studies of the patterns of land use in the South of Market Area preliminary to its drafting of recommended changes in the Master Plan and City Planning Code;

F. The South of Market Area is also a valuable low-income housing resource area. Of particular importance is the substantial supply of affordable family housing. This housing also needs interim protection while permanent controls to protect and expand affordable housing are developed;

G. These interim controls are necessary for a 18 month period to enable the Board of Supervisors and the City Planning Commission to study the problem and to fashion permanent controls for the South of Market Area which will promote the health, safety and welfare of the citizens of San Francisco.

Section 2. Article II, Part II, Chapter II of the San Francisco Municipal Code (City Planning Code) is hereby amended by adding Section 246 as follows:

Section 246. Interim South of Market Industrial and Housing Conservation Special Use District.

There shall be an interim South of Market Industrial and Housing Conservation Special Use District as designated on Section Map 1SUb of the Zoning Map. The original of said map is on file with the Clerk of the Board of Supervisors under File No. 162-83-5.1.

(a) This special use district will be applicable until eighteen months from the effective date of said special use district after which period this Section 246 shall be of no further force and effect.

(b) Purpose. The interim controls for this industrial and housing conservation district covering the area, commonly known as South of Market, west of the Yerba Buena Center Redevelopment Area, are adopted to provide additional zoning safeguards during a comprehensive study and review process that will develop permanent districts and standards for this area of the City. These interim controls are found and declared to be necessary to fulfill the purposes of this Code set forth in Section 101 hereof, and to preserve the status quo while proposed amendments to the Master Plan and the City Planning Code are studied and formulated.

(c) Controls.

1. Notwithstanding the provisions of Section 124(f) of

this Code, the basic floor area ratio limit shall be 2.0 to 1 for any office use.

2. Notwithstanding the provisions of Section 151 of this Code, the minimum off-street parking requirement for offices shall be one off-street parking space for each 250 square feet of occupied floor area, where the occupied floor area exceeds 5,000 square feet. The exemption from off-street parking requirements in any C-3 district provided under Section 161(c) of this Code shall not be applicable to any portion of this special use district zoned C-3. No variance shall be granted for the number of off-street parking spaces for any office use.

(d) The provisions of this section shall not apply to any projects for which a site permit was issued by the Central Permit Bureau on or before November 15, 1983.

APPROVED AS TO FORM:

GEORGE AGNOST, City Attorney

By Paula Jesson
Deputy City Attorney

7577C

Passed for Second Reading
Board of Supervisors, San Francisco

NOV 21 1983

Ayes: Supervisors Britt, Hongisto, Kennedy, Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, Ward.

~~Noes: Supervisors~~

~~Absent: Supervisors~~

John L. Taylor Clerk

DEC 2 1983

162-83-5.1
File No.

Approved

Read Second Time and Finally Passed
Board of Supervisors, San Francisco

NOV 28 1983

Ayes: Supervisors Britt, Hongisto, ~~Kennedy, Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors KENNEDY, WALKER, WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

Mayor

(Zoning Map Change 83.517ETZ)

AMENDING THE ZONING MAP OF THE CITY AND COUNTY OF SAN FRANCISCO TO ESTABLISH BOUNDARIES FOR THE INTERIM SOUTH OF MARKET INDUSTRIAL AND HOUSING CONSERVATION SPECIAL USE DISTRICT, BOUNDED GENERALLY BY MINNA, THIRD, TOWNSEND, DIVISION AND THIRTEENTH STREETS AND MORE PARTICULARLY DESCRIBED IN EXHIBIT "A" IN FILE 162.83-5.1.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The Zoning Map of the City and County of San Francisco is hereby amended to establish boundaries for the Interim South of Market Industrial and Housing Conservation Special Use District as set forth below:

Description of Property	Use District to be Superceded
Property generally bounded by Minna, Third, Townsend, Division and Thirteenth Streets, contained within Assessor's Blocks 3509, 3510, 3511, 3515, 3516, 3517, 3518, 3519, 3520, 3521, 3522, 3523, 3524, 3525, 3526, 3528, 3725, 3726, 3727, 3728, 3729, 3730, 3731, 3732, 3733, 3752, 3753, 3754, 3755, 3756, 3757, 3758, 3759, 3760, 3761, 3762, 3776, 3777, 3778, 3779, 3780, 3781, 3784, 3785, 3786, 3787, and more particulaly described in Exhibit "A" in File 162-83-5.1	M-1 Light Industry M-2 Heavy Industry CM Heavy Commercial C-3-5 Downtown Support P Public RH-3 House, Three-Family RM-2 Mixed, Medium Density RC-3 Residential-Commercial Combined, Medium Density

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Use District Hereby Approved
M-1 Light Industry M-2 Heavy Industry CM Heavy Commercial C-3-5 Downtown Support P Public RH-3 House, Three-Family RM-2 Mixed, Medium Density RC-3 Residential-Commercial Combined, Medium Density with Interim South of Market Industrial and Housing Conservation Special Use District

Passed for Second Reading
Board of Supervisors, San Francisco
NOV 21 1983

Ayes: Supervisors Britt, Hongisto, Kennedy, Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, Ward.

~~Noes: Supervisors~~

~~Absent: Supervisors~~

John L. Taylor Clerk

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
NOV 28 1983

Ayes: Supervisors Britt, Hongisto, ~~Kennedy,~~ Kopp, Maher, Molinari, Nelder, Renne, Silver, ~~Walker, Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors KENNEDY WALKER WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

162-83-5.5
File No.

DEC 2 1983
Approved

Dianne Feinstein
Mayor

FILE NO. 196-83-9 ORDINANCE NO. 51683

(Revolving Fund)

AMENDING THE SAN FRANCISCO ADMINISTRATIVE CODE BY AMENDING SECTION 10.152 THEREOF, TO INCREASE THE CASH REVOLVING FUND, PUBLIC ADMINISTRATOR, FROM $1,500.00 TO $5,000.00.

NOTE: Additions or substitutions are underlined; deletions are in ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. Section 10.152 of the San Francisco Administrative Code is hereby amended to read as follows:

Section 10.152 - Same - Public Administrator;

((($1,500.00)) $5,000.00.

APPROVED AS TO FORM:

GEORGE AGNOST
City Attorney

By Daniel Kronquist
Deputy City Attorney

6755C

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DEC 21 1983
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Passed for Second Reading
Board of Supervisors, San Francisco

NOV 21 1983

Ayes: Supervisors Britt, ~~Hongisto~~, Kennedy, Kopp, Maher, Molinari, Nelder, Renne, ~~Silver~~, Walker, Ward.

~~Noes: Supervisors~~

Absent: Supervisors HONGISTO SILVER

John L. Taylor Clerk

196-83-9 File No.

DEC 2 1983 Approved

Read Second Time and Finally Passed
Board of Supervisors, San Francisco

NOV 28 1983

Ayes: Supervisors Britt, Hongisto, ~~Kennedy~~, Kopp, Maher, Molinari, Nelder, Renne, Silver, ~~Walker, Ward~~

~~Noes: Supervisors~~

Absent: Supervisors KENNEDY WALKER WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

Dianne Feinstein Mayor

AMENDED IN BD. 12/5/83. AMENDED IN COMMITTEE 11/22/83

FILE NO. 450-81 ORDINANCE NO. 577-83

(Alkyl Nitrites)

AMENDING PART II, CHAPTER V (HEALTH CODE) OF THE SAN FRANCISCO MUNICIPAL CODE BY ADDING ARTICLE 20 THERETO REGULATING THE SALE OF ALKYL NITRITES

Note: The entire article is new.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Part II, Chapter V (Health Code) of the San Francisco Municipal Code is hereby amended by adding Article 20 thereto reading as follows:

ARTICLE 20

ALKYL NITRITES

Section 1010. Purpose and Findings.
Section 1011. Definitions.
Section 1012. Sale and Display of Alkyl Nitrite Products To Minors Prohibited.
Section 1013. Warning Required At Point of Sale.
Section 1014. Exemption.
Section 1015. Misdemeanor Penalty.
Section 1016. Severability.

Section 1010. Purpose and Findings. The Board of Supervisors hereby finds:

(a) Alkyl nitrite products are held out for retail sale as "room odorizers" or room incenses, but purchasers commonly use them as inhalents to induce certain physical responses.

(b) The Federal Food, Drug and Cosmetic Act, enforced by the federal Food and Drug Administration (FDA), regulates the manufacture and sale of, inter alia, drugs and devices intended to affect the structure or any function of the human body. The FDA does not regulate room odorizers since they purportedly function as a general air incense and are not intended to affect the structure or any function of the human body. The Sherman Food, Drug and Cosmetic Law of California is based on the federal act and also does not regulate room odorizers containing alkyl nitrites. Therefore, these room odorizers are not currently subject to regulation by federal, state or local drug control agencies.

(c) The manufacturers and distributors are advertising alkyl nitrite products as safe, thus causing users of such products to believe that they can be inhaled without any harmful effects. These representations are contrary to the opinion of the United States Consumer Product Safety Commission which has issued regulations requiring that consumer products containing alkyl nitrites be labeled to caution against inhaling, since the substance may be harmful to a person's health, and to statements by the FDA and the Center for Disease Control warning about possible adverse effects from ingesting or inhaling alkyl nitrites.

(d) The proliferation of the display of alkyl nitrite products in retail stores within the City and County of San Francisco, and the distribution of such products without proper warnings, exacerbates problems attending the abuse of alkyl nitrite products within this community.

(e) The problems caused by inhaling alkyl nitrites are as yet not completely understood, but there are indications that they may be carcinogenic and also may impair the immune system. Hence steps must be taken to stop the encouragement of the abuse of alkyl nitrite products as inhalents fostered by their unregulated display and sale.

(f) This ordinance is necessary in order to discourage the abuse of products containing alkyl nitrites within the City and County of San Francisco.

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Section 1011. Definitions.

(a) Alkyl nitrite: any volatile alkyl nitrite compound, including, but not limited to, amyl nitrite, butyl nitrite and iso-butyl nitrite.

(b) Alkyl nitrite product: All products of any kind, sold at retail, containing an alkyl nitrite, whether or not such product is intended for use or designed for use in injecting, ingesting, inhaling, or otherwise introducing alkyl nitrite into the human body. "Alkyl nitrite products" include, but are not limited to, products containing alkyl nitrites and intended for use or designed for use as a room odorizer or incense.

(c) Business: A fixed location, whether indoors or outdoors, at which merchandise is offered for sale at retail.

(d) Display: To show to a patron or place in a manner so as to be available for viewing or inspection by a patron.

(e) Patron: A person who enters a business for the purpose of purchasing or viewing as a shopper merchandise offered for sale at the business.

(f) Person: A natural person or any firm, partnership, association, corporation or cooperative association.

Section 1012. Sale and Display of Alkyl Nitrite Products To Minors Prohibited.

(a) No person may sell or offer to sell any device or product containing alkyl nitrites other than prescription drugs and devices to inhale, ingest or inject prescription drugs, to any person under the age of eighteen (18) years.

Section 1013. Warning Required At Point of Sale.

All owners, managers, proprietors in charge of any room in any place of business selling, or displaying for the purpose of sale, any device or product containing alkyl nitrites other than

prescription drugs and devices to inhale, ingest or inject prescription drugs, shall post a warning sign immediately adjacent to any alkyl nitrite product offered for sale and which shall be clearly visible to the patron at the point of sale. Such sign shall be not less than eight (8) inches by eleven (11) inches in size and shall be printed on a contrasting background and in a legible manner conveying the following warning:

> WARNING: These products contain alkyl nitrites ("Poppers"). Inhaling or swallowing alkyl nitrites may be harmful to your health. These chemicals can cause skin rashes, nasal irritation, sinus or lung infections, and rarely, severe anemia. Inhaling concentrated alkyl nitrite vapors may cause you to faint and could be very dangerous if you have a hidden heart disease.
>
> Whether continued inhalation of alkyl nitrites may affect the immune system is not known, but several different studies have suggested that some impairment of the immune system is possible.

The word "WARNING" shall be in a print of 84 point height and Helvetica type and the remainder of the text in a print of 24 point height and in Helvetica medium-face, Futura medium-face or Univers 65 type.

Section 1014. Exemption. This article shall not apply to any of the following:

(a) Any pharmacist or other authorized person who sells or furnishes alkyl nitrite products described in Section 1011(b) above upon the prescription of a physician, dentist, podiatrist or veterinarian.

(b) Any physician, dentist, podiatrist or veterinarian who furnishes or prescribes alkyl nitrite products described in Section 1011(b) above to his or her patients.

(c) Any manufacturer, wholesaler or retailer licensed by the California State Board of Pharmacy to sell or transfer alkyl nitrite products described in Section 1011(b) above.

Section 1015. Misdemeanor Penalty. Any person who violates the provisions of this article is guilty of a misdemeanor. Any person convicted of a misdemeanor hereunder is punishable by a fine of not more than $500 or by imprisonment for a period of not more than 6 months, or by both. A person who violates the provisions of Section 1012 is guilty of a separate offense for each day, or portion thereof, during which the violation continues. A person who violates the provisions of Section 1013 is guilty of a separate offense for each item of alkyl nitrite products which is distributed.

Section 1016. Severability. If any provision or clause of this article or the application thereof to any person or circumstance is held to be unconstitutional or to be otherwise invalid by any court of competent jurisdiction, such invalidity shall not affect other provisions of the article, and clauses of this article are declared to be severable.

APPROVED AS TO FORM:

GEORGE AGNOST, CITY ATTORNEY

Deputy City Attorney

7389C

Passed for Second Reading
Board of Supervisors, San Francisco

DEC 5 1983

Ayes: Supervisors Britt, Hongisto, Kennedy, Kopp, ~~Maher~~, Molinari, Nelder, Renne, ~~Silver~~, Walker, Ward.

~~Noes: Supervisors~~

Absent: Supervisors MAHER SILVER

Clerk

450-81
File No.

DEC 16 1983
Approved

Read Second Time and Finally Passed
Board of Supervisors, San Francisco

DEC 12 1983

Ayes: Supervisors ~~Britt~~, Hongisto, Kennedy, Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, ~~Ward~~

~~Noes: Supervisors~~

Absent: Supervisors BRITT WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

Clerk

Mayor

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AS AMENDED IN BD. 12/5/83
ORIGINAL

AMENDED IN COMMITTEE
11/22/83

File No. 478-81

Ordinance No. 578-83

AMENDING PART II, CHAPTER IV (FIRE CODE) OF THE SAN FRANCISCO MUNICIPAL CODE BY ADDING ARTICLE 29 THERETO IMPOSING REQUIREMENTS FOR HAZARDOUS MATERIALS PERMIT AND DISCLOSURE OF LOCATION OF HAZARDOUS MATERIALS

Be it ordained by the People of the City and County of San Francisco:

Section 1, Part II, Chapter IV (Fire Code) of the San Francisco Municipal Code is hereby amended by adding Article 29 thereto as follows:

NOTE: Additions are not underlined;
all sections are entirely additional

ARTICLE 29

HAZARDOUS MATERIALS PERMIT AND DISCLOSURE ORDINANCE

DIVISION I
GENERAL PROVISIONS

SEC. 2901. Findings and Purpose
SEC. 2902. Responsibility for Enforcement.
SEC. 2902.1. Scope of Enforcement.
SEC. 2903. Disclaimer
SEC. 2904. Definitions.
SEC. 2905. Hazardous Materials Advisory Committee.
SEC. 2905.1. Organization and Terms of Office.
SEC. 2905.2. Powers and Duties.
SEC. 2905.3. Chief to Report.
SEC. 2906. Review of Fees.
SEC. 2906.1 Determination of Percentage of Fees Credited to Other Departments.

DIVISION II
PERMITS

SEC. 2910. Materials Regulated.
SEC. 2911. Exclusion
SEC. 2912. Storage of Hazardous Materials.
SEC. 2913. Permit Required.
SEC. 2913.1. Application for Permit.
SEC. 2913.2. Exception to Requirements.
SEC. 2913.3. Approval of Permit by Other Departments.
SEC. 2913.4. Temporary Permit.
SEC. 2913.5. Existing Storage Facilities.

GEORGE AGNOST
CITY ATTORNEY
ROOM 206 CITY HALL
SAN FRANCISCO 94102
558-3915

SEC. 2913.6. Contents of Permits and Posting.
SEC. 2913.7. Records.
SEC. 2913.8. Additional Approvals.
SEC. 2914. Renewal.
SEC. 2915. Update of Map.
SEC. 2916. Closure of Storage Facilities.
SEC. 2916.1. Abandoned Storage Facilities.
SEC. 2917. Alternate Materials and Methods.
SEC. 2918. Denial of Application.
SEC. 2918.1. Transmittal of Decision.
SEC. 2919. General Permit Provisions.
SEC. 2919.1. Effective Date of Permit.

DIVISION III
AUTHORITY

SEC. 2920. Regulations.
SEC. 2921. Guidelines for Regulations.
SEC. 2922. Remedial Action.
SEC. 2922.1. Grounds for Remedial Action.
SEC. 2922.2. Notice of Noncompliance.
SEC. 2922.3. Notice of Hearing.
SEC. 2922.4. Emergency Powers .
SEC. 2922.5. Transmittal of Decision.
SEC. 2922.6. Authority after Suspension, Revocation or Expiration.
SEC. 2922.7. Return of Permit.
SEC. 2923. Hearing Rules.
SEC. 2923.1. Hearing Notices.
SEC. 2924. Fees.
SEC. 2924.1. Refund of Fees.
SEC. 2924.2 Not Exempted from Paying Other Fees.
SEC. 2925. Posting of Emergency Procedures.

DIVISION IV
PUBLIC DISCLOSURE AND TRADE SECRETS

SEC. 2931. Maintenance of Files.
SEC. 2932. Public Disclosure.
SEC. 2933. Trade Secrets.

DIVISION V
UNAUTHORIZED RELEASES OF HAZARDOUS MATERIALS

SEC. 2940. Reporting Unauthorized Releases of Hazardous Materials.
SEC. 2941. Powers of the Chief of Division.
SEC. 2942. Cleanup Responsibility.
SEC. 2943. Notice of Payment Due.
SEC. 2943.1. Contents of Notice of Payment Due.
SEC. 2943.2. Non-payment; Additional Request.
SEC. 2943.3. Lien Proceedings; Notice.
SEC. 2944. Periodic Inspection.
SEC. 2945. Indemnification.

DIVISION VI
INSPECTIONS AND RECORDS

SEC. 2950. Inspections by Permittee.
SEC. 2951. Special Inspections.
SEC. 2952. Substituted Inspections.
SEC. 2953. Disclosure of Information.
SEC. 2954. Maintenance of Records by Permittee.

DIVISION VII
UNDERGROUND STORAGE TANKS

SEC. 2960. Definitions.
SEC. 2961. New Installations.
SEC. 2961.1. Design and Construction Standards.
SEC. 2961.2. Exception for Motor Vehicle Fuels Storage.
SEC. 2961.3. Monitoring.
SEC. 2961.4. Overfill Protection.
SEC. 2961.5. Separation of Hazardous Materials.
SEC. 2961.6. Water Revomal System.
SEC. 2962. Preexisting Installations; Monitoring Required.
SEC. 2962.1. Alternative Methods of Monitoring.
SEC. 2963. Responsibilities of Owner and Operator.
SEC. 2964. Additional Permit Requirements.
SEC. 2965. Annual Report Form.

DIVISIONS VIII-IX (Reserved)

DIVISION X
MISCELLANEOUS

SEC. 2990. Civil Penalties.
SEC. 2990.1 Civil Action for Retaliation.
SEC. 2990.2 Remedies not Exclusive.
SEC. 2991. Disclaimer of Liability.
SEC. 2992. Duties are Discretionary.
SEC. 2993. Conflict with Other Laws.
SEC. 2994. Annual Review.
SEC. 2998. Severability.
SEC. 2999. Effective Date.
SEC. 2999.1. Time Table for Initial Compliance.

DIVISION I

GENERAL PROVISIONS

SEC. 2901. Findings and Purpose

(a) Hazardous substances and hazardous wastes present in the community may pose acute and chronic health hazards to individuals who live and work in the City and County of San Francisco, and who are exposed to such substances as a result of

fires, spills, industrial accidents, or other types of releases or emissions.

(b) The people who live and work in the City and County of San Francisco have a right and need to know of the use and potential hazards of hazardous materials in the community in order to plan for and respond to potential exposure to such materials.

(c) Information on the location, type, and the health risks of hazardous materials used, stored, or disposed of in the City and County of San Francisco is not now available to firefighters, health officials, planners, elected officials, and residents.

(d) This information is necessary to enable public officials to protect adequately the public health, safety and welfare of residents of the City and County of San Francisco.

(e) It is the intent of the Board of Supervisors of the City and County of San Francisco in adopting this article to recognize the community's right to and need for information on the use and disposal of hazardous materials in the City and to establish a system for the orderly provision of such information.

(f) It is further the intent of the Board of Supervisors of the City and County of San Francisco that the system of disclosure set forth in this article shall provide the information essential to firefighters, health officials, planners, elected officials and residents in meeting their responsibilities to protect the health, safety and welfare of the

GEORGE AGNOST
CITY ATTORNEY
ROOM 206 CITY HALL
SAN FRANCISCO 94102
558-3315

community and to safeguard life and property from the hazards arising from the storage, handling and use of hazardous materials while protecting trade secrets to the extent compatible with the protection of the public health, safety and welfare.

SEC. 2902. Responsibility for Enforcement.

Except as otherwise specified in this article, the Fire Department through its Chief of Department shall be responsible for the administration and enforcement of the provisions of this article. The Chief of Department and officials of the Department of Public Health, Department of Public Works, Department of City Planning and other affected departments shall mutually cooperate with each other to carry out the intent of this article.

SEC. 2902.1. Scope of Enforcement.

The provisions of this ordinance apply to any establishment or storage facility owned, or leased by the state or federal government or by any agency or department of the state or federal government to the extent permitted by state and federal laws.

SEC. 2903. Disclaimer.

Grant of a permit under the provisions of this article does not constitute authorization to store or use hazardous materials at any establishment, if such storage and/or use violates a provision of this article or any other local, federal, or state statute, code, ordinance, rule, or regulation relating to hazardous materials, or if hazardous materials are stored in such a manner as to cause an unauthorized release of hazardous materials or to pose a significant risk of such unauthorized

GEORGE AGNOST
CITY ATTORNEY
ROOM 206 CITY HALL
SAN FRANCISCO 94102
558-3315

release.

SEC. 2904. Definitions.

In addition to the general definitions applicable to this Code, whenever used in this article, the following terms shall have the meanings set forth below:

SEC. 2904.2 Bureau of Environmental Health means the Bureau of Environmental Health in the San Francisco Department of Public Health.

Bureau of Water Pollution Control means the Bureau of Water Pollution Control in the San Francisco Department of Public Works.

SEC. 2904.3 Carcinogen means any carcinogen listed in Sections 5208-5215 or Section 5219 of Title 8 of the California Administrative Code, as amended, or listed by the International Agency for Research on Cancer (IARC) in Appendix 2 of Supplement 4 of IARC Monographs, Volumes 1 to 29, dated October, 1982 or listed by the California Health and Welfare Agency, Department of Health Services in Appendix C of "Carcinogen Identification Policy: a Statement of Science as a Basis of Policy, dated July, 1982.

CAS number means the unique identification number assigned by the Chemical Abstracts Service to specific chemical substances.

Chemical name means the scientific designation of a substance in accordance with the International Union of Pure and Applied Chemistry or the system developed by the Chemical Abstracts Service.

Chief of Department means the Chief of the San Francisco Fire Department or designee.

City Planning Code means Part II, Chapter 3 of the San Francisco Municipal Code.

Cryogenic Liquid means a refrigerated liquefied gas having a boiling point colder than -130 °F (-90 °C) at one atmostphere, absolute.

SEC. 2904.4 Director of Health means the Director of the San Francisco Department of Public Health or designee.

SEC. 2904.5 Establishment means a single business operation conducted on the same or contiguous parcels of property under the same ownership or entitlement to use and the building or buildings, appurtenant structures, and surrounding land area used by the establishment at that location or site.

Extremely Hazardous Material means any material that is classified as an extremely hazardous material pursuant to Section 66685 of Title 22 of the California Administrative Code, as amended.

SEC. 2904.8. Hazard class means Explosives A, Explosives B, Explosives C, Blasting agents, Flammable liquids, Combustible liquids, Flammable solids, Oxidizers, Organic peroxides, Corrosive materials, Flammable gases, Nonflammable gases, Poisons A, Poisons B, Irritating materials, Etiologic agents, Radioactive materials, Other Regulated Materials (ORM A, B, C, D and E), Cryogenic Liquids. For purposes of this hazardous class scheme, the U.S. Department of Transportation (DOT) definitions of 49 CFR

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CITY ATTORNEY
ROOM 206 CITY HALL
SAN FRANCISCO 94102
558-3315

Part 173, as amended, shall be utilized; however, whenever the definitions in 49 CFR 173 refer to transportation of hazards associated with transportation, they shall be deemed to refer, additionally, to storage or other regulated activities under this article.

Hazardous material means any material which is subject to regulation pursuant to Section 2910 of this article. A mixture shall be deemed to be a hazardous material if it either is a waste and contains any hazardous material regulated pursuant to Section 2910, or is a nonwaste and contains either one-hundredth of one percent (.01%) by volume or more of any carcinogen or one percent (1%) by volume or more of any other hazardous material regulated pursuant to Section 2910 of this article.

Health Code means Part II, Chapter 5 of the San Francisco Municipal Code.

SEC. 2904.13. MSDS means a Material Safety Data Sheet prepared pursuant to Section 6390 of the California Labor Code or pursuant to the regulations of the Occupational Safety and Health Administration of the U.S. Department of Labor.

SEC. 2904.16. Permit means any Hazardous Materials Permit issued pursuant to this article as well as any additional approvals thereto.

Permit quantity limit means the maximum amount of hazardous material that can be stored in a storage facility. Chief of Department shall set separate permit quantity limits for each storage facility for which a permit is obtained in accordance

with the requirements of this article.

Permittee means any person to whom a permit is issued pursuant to this article and any authorized representative, agent or designee of such person.

Person means an individual, trust, firm, joint stock company, corporation including a government corporation, partnership, association, city, county, city and county, district, the state, the federal government, or local governmental agency under California law.

For the purpose of the application of this Ordinance to the City and County of San Francisco, a person includes any Office or Department under any elected or appointed official or under any Board or Commission except that the San Francisco Police Department shall not be subject to any provisions of this Ordinance.

Pipe means any pipeline or system of pipelines that are used in connection with the storage of hazardous materials exclusively within the confines of an establishment and which are not intended to transport hazardous materials in interstate or intrastate commerce or to transfer hazardous materials in bulk to or from a marine vessel.

SEC. 2904.18 Release means any spilling, leaking, pumping, pouring, emitting, emptying, discharging, injecting, escaping, leaching, dumping, or disposing of a hazardous material into the environment.

SEC. 2904.20 Spill means any uncontrolled release of a

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hazardous material.

Storage facility means any one or combination of tanks, sumps, wet floors, waste-treatment facilities, pipes, vaults or other portable or fixed containers, used, designed, or intended to be used, for the storage of hazardous materials at an establishment.

Sump means a pit or other subsurface container in which liquids collect.

SEC. 2904.21. Unauthorized release means any release of any hazardous material that does not conform to the provisions of this article or is not otherwise authorized by a governmental agency, including, but not limited to, the Bay Area Air Quality Management District and California Air Resources Board, the Environmental Protection Agency, pursuant to a National Pollutant Discharge Elimination System Permit, the Regional Water Quality Control Board pursuant to the Porter Cologne Water Quality Act, or the Department of Public Works.

SEC. 2904.22. Wet floor means a floor which is routinely used to collect, contain or maintain standing liquids or to transmit standing liquids on a more or less continuous basis.

SEC. 2905. Hazardous Materials Advisory Committee.

There shall be established a Hazardous Materials Advisory Committee (hereinafter Advisory Committee) of the City and County of San Francisco.

The Advisory Committee shall consist of 21 members appointed by the Board of Supervisors. The members shall consist

of representatives from each of the following categories:

1 representative from small business;
2 representatives from industry
1 toxicologist;
1 epidemiologist;
1 public health educator;
2 representatives from neighborhood associations;
2 representatives from environmental organizations;
2 representatives from labor;
2 representatives from public interest organizations;
1 representative from the Department of Public Health;
1 representative from the Department of Public Works;
1 representative from the Department of City Planning;
2 representatives nominated by the Mayor;
2 open slots.

The Chief of Department or a designated representative shall attend all meetings of the advisory committee.

SEC. 2905.1. Organization and Terms of Office.

(a) The term of each member of the Advisory Committee shall be four (4) years; provided, however, that the members first appointed shall, by lot, classify their terms so that five (5) members shall serve a one-year term, five (5) members shall serve a two-year term, five (5) members shall serve a three-year term, and six (6) members shall serve a four-year term.

(b) In the event a vacancy occurs during the term of office of any member, a successor shall be appointed to complete the unexpired term of the office vacated in a manner similar to that for the initial member.

(c) At the initial meeting of the Advisory Committee, and yearly thereafter, the Advisory Committee members shall select such officers as deemed necessary by the Advisory Committee.

(d) The Advisory Committee shall establish rules and

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regulations for its own organization and procedure and shall meet when necessary as determined by the Advisory Committee. All meetings shall, except as provided by general law, be open to the public.

SEC. 2905.2. Powers and Duties.

The Advisory Committee shall have the power and duty to:

(a) Set up subcommittees as necessary;

(b) Review the implementation plan developed by the Chief of Department and present recommendations to the Board of Supervisors;

(c) Receive and review monthly progress reports submitted by the Chief of Department pursuant to Section 2905.3;

(d) Review any exemptions or waivers granted by the Chief of Department;

(e) Develop a plan for outreach to, and education of, the public about hazardous materials and the provisions of this article and submit the plan to the Board of Supervisors;

(f) Develop a plan and make recommendations to the Chief of Department and the Board of Supervisors for dealing with each of the following:

1. Hazardous materials collection and disposal;
2. Abandoned sites;
3. Small generators of waste and household consumers of hazardous materials;
4. Permit process;
5. Underground storage.

(g) Recommend to the Board of Supervisors ways to coordinate the actions of the City and County of San Francisco with all state and federal laws and agencies regulating hazardous materials and to coordinate the actions of the City and County with those of the Water Quality Control Board of the San Francisco Bay Region and the Bay Area Air Quality Management District.

(h) Submit written reports to the Board of Supervisors on a semi-annual basis.

(i) Monitor, survey and maintain information regarding the number of applications for hazardous materials permits that are on file at the Fire Department, the number of applications filed per month, the number of applications disposed of and the actions taken and the number of applications not acted upon and the length of time they have been outstanding. The Advisory Committee may report and make recommendations to the Board of Supervisors regarding the permit process.

(j) Review any requests for protection of information as Trade Secrets and whenever appropriate make legislative recommendations.

SEC. 2905.3. Chief to Report.

The Chief of Department shall submit a monthly report to the Advisory Committee providing information on the permits issued pursuant to this article, exemptions or waivers granted pursuant to provisions of this article, and details on the number of permits received, acted upon and outstanding.

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SEC. 2906. Review of Fees.

The Chief of Department shall cause an annual report to be made and filed with the Controller no later than April 1 of each year as set forth in Section 3.17-2 of the San Francisco Administrative Code.

The Controller shall file said report with the Board of Supervisors no later than May 15 of each year along with a proposed ordinance readjusting the fee rates as necessary to ensure that they produce sufficient revenue to support the costs of providing the services for which each fee is assessed. After receipt of the report, the Board of Supervisors shall, by ordinance, establish or readjust the rates for filing fees and license fees.

SEC. 2906.1 Determination of Percentage of Fees Credited to Other Departments.

Each year the Controller shall determine what percentage of any fee charged pursuant to this article offsets the costs incurred by city departments other than the Fire Department in regulating and inspecting activities authorized by permits issued by the Fire Department and the appropriate percentage of such fees shall be credited by the Fire Department to the other departments.

DIVISION II

PERMITS

SEC. 2910. Materials Regulated.

(a) Hazardous materials regulated in this article shall

include, but not be limited to, those materials enumerated in:

1. Regulations of the U.S. Department of Transportation published in 49 Code of Federal Regulations (CFR) Parts 100 through 199, as amended,

2. the Directors List, as amended, issued by the Director of the California Department of Industrial Relations in 8 California Administrative Code, Section 339,

3. Sections 66680 and 66685 of Title 22 of the California Administrative Code, as amended, as a hazardous and/or extremely hazardous material or hazardous and/or extremely hazardous waste, whether such material is stored or handled in waste or nonwaste form.

4. the list of Environmental Protection Agency (EPA) pollutants, 40 CFR, Section 401.15, as amended.

5. a list of hazardous materials prepared by the Director of Health pursuant to provisions of the Health Code,

6. other materials designated by this Code or by regulation of the Chief of Department pursuant to this Code.

(b) Hazardous materials regulated in this article shall also include any material which has been determined to be hazardous based upon any appraisal or assessment by or on behalf of the party storing this material in compliance with the requirements of the EPA or the California Department of Health Services, or which should have been, but was not, determined to be hazardous due to the deliberate failure of the party storing the material to comply with the requirements of the EPA and/or the Department

of Health Services.

(c) The Chief of Department shall maintain, for public inspection, a copy of each of the regulations listed in subsection (a).

SEC. 2911. Exclusion.

(a) Retail Products.

This article does not apply to hazardous materials contained solely in consumer products packaged for distribution to, and use by, the general public or commercial products used at an establishment solely for janitorial or minor maintenance purposes such as paint thinner or wax strippers; provided, that such products shall be stored in such a manner and in volumes not in excess of those specified in regulations of the Chief of Department and provided further that the Chief of Department may specify those materials that the Chief deems so hazardous that they may not be excluded pursuant to this section.

(b) Small Generators.

A person is exempt from the provisions of this article, provided that the aggregate quantity of all hazardous materials stored per year whether at a single or multiple storage facility in the City and County of San Francisco does not exceed 500 pounds for solids, 55 gallons for liquids, or 200 cubic feet at STP for compressed gases, unless the Chief of Department, for health, safety and welfare reasons, specifies, by regulation, a lower weight or volume units exemption for a specific hazardous material.

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A person shall not qualify for this exemption if that person stores any material which is classified as an extremely hazardous material.

SEC. 2912. Storage of Hazardous Materials.

(a) All hazardous materials regulated by this article shall be stored in conformity with the provisions of this code, the San Francisco Building Code, San Francisco Electric Code, San Francisco Public Works Code, San Francisco Health Code and San Francisco City Planning Code. No permit or approval may be granted pursuant to this article unless the applicant therefor demonstrates to the satisfaction of Chief of Department, by the submission of appropriate plans and other required information, that the design and construction of the storage facility meets all applicable code requirements. Chief of Department shall approve all installation, construction, repair or modification, closure, and removal of storage facilities.

(b) The Chief of Department or the Hearing Board, as provided in this Code, may:

1. exempt an applicant from any specific requirement if, and only if, the applicant has demonstrated by clear and convincing evidence that strict application of the requirement would create practical difficulties not generally applicable to other establishments or property and that granting the exemption will not increase the hazard of exposure to hazardous materials, or

2. may impose reasonable additional or different

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requirements if, and only if, such requirements are necessary to protect the public health, safety and welfare from the hazards arising from the storage, handling and use of hazardous materials.

SEC. 2913. Permit Required.

(a) On or after January 1, 1984, any person who stores any hazardous material shall obtain and keep current a Hazardous Materials Storage Permit issued pursuant to the provisions of this Code. One such permit shall be issued for a single establishment and include all of the storage facilities located on the establishment.

(b) For each establishment, additional approvals shall be obtained for any storage facility thereafter connected, installed, constructed, repaired, substantially modified, replaced, closed, or removed.

(c) An additional approval is required prior to any change or addition in hazardous materials stored on an establishment, including receipt of a new or different hazardous material; provided, however, that a permittee shall have five (5) working days from the date of the arrival of a new or different hazardous material to apply for an additional approval for the storing of a new or different hazardous material with the same hazard class as stated on the existing permit approvals where such storage, in the opinion of the Chief of Department, does not increase fire hazards and, in the opinion of the Director of Health, does not increase health hazards. Storage of new or different hazardous

materials, not meeting all of these criteria, shall require an additional approval prior to receipt of such new or different hazardous material(s) or hazard class(es).

SEC. 2913.1. Application for Permit.

Application for a new, amended, or renewed permit or an additional approval shall be made pursuant to the general permit provisions set forth in this Code and no application may be accepted unless and until the filing fee has been paid. Chief of Department shall establish an application form containing two parts as follows:

(a) Part 1: General application information, which shall include, but not be limited to:

1. The name and address of the establishment and business phone number of applicant, the name and titles and 24-hour emergency phone numbers of the primary response person and an alternate, the number of employees, number of shifts, hours of operation, and principal business activity.

2. The name and address of the person who owns the establishment and, if different, the name and address of the person or persons who operate the establishment or any portion thereof.

3. The name and address of any person with an interest in the property on which the hazardous material is located.

4. A map of the establishment drawn at a scale and in a format and detail that the Chief of Department determines is legible and understandable.

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5. Information on the availability, testing, and maintenance of emergency equipment.

6. A description of the construction of each storage facility and such other information as the Chief of Department may deem necessary to determine that the design and construction of the establishment and storage facilities meet all applicable code requirements.

7. For underground storage tanks, such additional information as specified in Section 2964.

8. Such other information as is necessary to enable the Director of Health to determine that employees and the general public are protected from exposure to hazardous materials.

(b) Part 2: A Hazardous Materials Disclosure Form, including but not limited to the following information:

1. For each non-waste: The general chemical name, common/trade name, major constituents for mixtures, the manufacturer, CAS number, if available, and the hazard class or classes and the Material Safety Data Sheet (MSDS) or equivalent information as required by Chief of Department.

2. For each waste: the EPA Identification number, proper United States Department of Transportation Shipping Name and hazard class, United Nations or North American number, waste category number per Table III of the Department of Health Services Uniform Hazardous Waste Manifest, as

amended, and special handling instructions.

3.The aggregate quantity stored at the establishment for each hazardous material listed.

4. A Carcinogen Identification Form indicating the storage of any quantity of any carcinogen. This provision may be satisfied by the submittal of a copy of the Carcinogen Registration form submitted to the California Department of Industrial Relations in conformity with the provisions of Sections 5208-5215 and Section 5219 of Title 8 of the California Administrative Code, as amended.

(c) In the event the applicant determines that some or all of the information contained in the Hazardous Material Disclosure Form constitutes a Trade Secret, the Chief shall take measures to ensure that the information contained on the Hazardous Material Disclosure Form not be disclosed except pursuant to the protections and according to the standards set down in Section 2932.1.

SEC. 2913.2. Exception to Requirements.

(a) The Chief of Department, upon request of the applicant, may waive the provision of a portion of the information required to be provided in the application if, and only if, such information is not reasonably necessary to meet the intent of this article.

(b) Whenever the applicant has filed an application with any other public agency regulating hazardous materials that the Chief of Department determines includes substantially the same information as is required for any portion of the hazardous

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materials application, such plan may be submitted to the Chief of Department in lieu of completing such portion of the hazardous materials application. In the event that any public agency has given approval to such plan, the Chief may determine to approve the application based on that approval.

(c) Requirements for information may not be waived by Chief of Department for any extremely hazardous material.

SEC. 2913.3. Approval of Permit by Other Departments.

Permits shall be referred to the Bureau of Environmental Health and the Department of City Planning for approval and no permit or temporary permit shall be issued without the approval of said Departments. The Chief of Department shall send to the Bureau of Water Pollution Control a copy of all permits issued.

SEC. 2913.4. Temporary Permit.

A temporary permit for storage of hazardous materials may be issued where storage does not exceed thirty (30) days and occurs no more frequently than once in a consecutive six (6) month period. The Chief of Department may approve temporary storage of such materials in storage facilities and under circumstances that do not comply with all the provisions of this Code provided that the Chief determines that such temporary storage does not present any increased risk of fire or health hazard and the temporary storage is approved by the Bureau of Environmental Health, Bureau of Water Pollution Control and the Department of City Planning.

SEC. 2913.5. Existing Storage Facilities.

(a) An applicant maintaining a storage facility in existence as of the effective date of this article, or proposing to build any storage facility for which a building permit was issued prior to the date of adoption of this article, which storage facility conforms with all laws in effect of the date this article is adopted by the Board of Supervisors, shall be granted a hazardous materials permit pursuant to this article unless Chief of Department expressly declares said storage facility to be a fire hazard, as defined in this Code and/or the Director of Health expressly declares said storage facility to be a health hazard. In the event that such a fire and/or health hazard is declared to exist, the Chief of Department may order such remedial measures to the existing or proposed storage facility as the Chief deems necessary to provide reasonable and adequate safety against the hazards arising from the storage, handling and use of hazardous materials.

(b) Any person who owns or operates a storage facility, existing as of the effective date of this article, that is not approved in accordance with this article shall be caused to comply with the provisions of this article or shall be closed in conformity with Section 2916 of this article within six (6) months of the date on which the decision was made by the Chief of Department not to issue a permit. The Chief of Department may grant one, and only one, extension of time, not to exceed six (6) months, to achieve compliance with this subsection upon

determination by the Chief that the applicant has made a good faith effort to achieve compliance within the original six (6) month period and the applicant is actively engaged in bringing the facility into compliance.

SEC. 2913.6. Contents of Permits and Posting.

(a) The Hazardous Materials permit shall contain the following information:

1. The name and address of the permittee for purposes of notice and service of process;
2. The street address of the establishment for which the permit is issued and Assessor's lot(s) and block(s) number(s);
3. Authorization of the storage facility(s) approved under the permit, the permit quantity limit(s) and the approved hazard class or classes for the storage facility(s);
4. The date the permit is effective;
5. The date of expiration;
6. When applicable, a designation that the permit is temporary;
7. Any special conditions of the permit.

(b) The permittee shall post a notice, in a location open to public access at all times, at each establishment for which a permit is obtained. The notice shall contain:

1. A copy of the permit obtained pursuant to this section;
2. A designation by symbols, pursuant to the National Fire Protection Association's Identification System - Fire

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Hazards of Materials, of the hazardous materials that the permit authorizes the permittee to store; and

3. The address and telephone number of the Fire Department office where the records on the permit are maintained.

The form for this notice shall be prepared by the Chief of Department who shall also maintain for public inspection and copying the most up-to-date National Fire Protection Association's Identification System - Fire Hazards of Materials Standards.

SEC. 2913.7. Records. The Fire Department shall maintain a record of all applications filed, permits issued and all conditions attached thereto.

SEC. 2913.8. Additional Approvals.

(a) When a request for an additional approval is filed as required by Section 2913, the procedures set forth in this Code for an application for a permit shall also apply to an application for an additional approval.

SEC. 2914. Renewal.

Every application for the renewal of a permit or extension of temporary permit shall be made at least thirty (30) days prior to the expiration date of such permit. Any permit for which a properly completed application for renewal has been received by the Chief of Department shall remain in effect until a decision has been made on the application and all administrative appeals have been exhausted or the time therefor has expired.

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SEC. 2915. Update of Map.

Permittee shall update the map contained in the application annually or whenever, pursuant to article, the permittee is required to obtain an additional approval for the establishment or to amend the Hazardous Materials Disclosure Form.

SEC. 2916. Closure of Storage Facilities.

(a) Storage facilities shall be closed in accordance with a closure plan filed with and approved by the Chief of Department.

(b) Within 180 days from the effective date of this Ordinance, the Chief of Department shall promulgate regulations setting forth requirements for closure of a storage facility that are designed to meet, but are not limited to, the following objectives:

1. Eliminating the need for further maintenance of the closed storage facility; and

2. Ensuring that a threat to public health or safety or to the environment from residual hazardous materials in the storage facility is eliminated; and

3. Ensuring that the removal, disposal, neutralization, or reuse of the hazardous materials that were stored in the storage facility is accomplished in an appropriate manner,.

(c) Permittee shall apply for approval to close such storage facility not less than thirty (30) days prior to the termination of the storage of hazardous materials at the storage facility.

(d) In the event that a permittee closes a storage facility in violation of this section or regulations promulgated thereto, the

Chief of Department shall notify the permittee and any other person with an interest, including a leasehold interest, in the property on which the storage facility is located of the requirements of this section. The notice shall advise each recipient that if the permittee has not complied with the requirements of this section within thirty (30) days of the date of this notification, the Chief of Department may take remedial actions as necessary to protect the public health, safety and welfare and that the permittee and any other person with an interest, including a leasehold interest, in the property on which the storage facility is located shall be liable to the City for reimbursement of all costs for such remedial action as set forth in Section 2942(e) of this article.

SEC. 2916.1. Abandoned Storage Facilities.

(a) The owner and/or operator of any storage facility who does not have a valid hazardous materials permit or has not filed a closure plan, as required in Section 2916, within six (6) months after the effective date of this ordinance, shall be in violation of this Code and subject to remedial action as provided in this article.

(b) Any person having an interest, including a leasehold interest, in real property and having reason to believe that, as of the effective date of this article, an abandoned storage facility is located upon such property shall make a reasonable effort to locate and identify such storage facility within six (6) months of the effective date of this article. Whenever an

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abandoned storage facility is located, said person shall file a plan for the closing or the upgrading and permitting of such storage facility within thirty (30) days of its discovery. The closure plan shall conform to the standards specified in regulations promulgated by the Chief of Department pursuant to Section 2916(b).

(c) In the event that the Chief of Department has reason to believe that there exists an abandoned storage facility on any property within the City and County of San Francisco, the Chief shall notify the owner of said property and any other person with an interest, including a leasehold interest, in the property in writing that an abandoned storage facility may be located on the property. The notice shall advise each recipient that the property owner is required to comply with the provisions of subsection (b) of this section and that if the property owner does not comply with the provisions of subsection (b) of this section, the property owner and any other person with an interest, including a leasehold interest, in the property shall be in violation of the article and subject to remedial action as set forth in Section 2942(e) of this article.

(d) If any other City official notifies a person of the existence of hazardous materials on the person's property, the official shall send a copy of the notification to the Chief of Department. The Chief of Department shall cooperate with such City official to ensure that the hazardous materials are cleaned up or stored in conformity with this article.

SEC. 2917. Alternate Materials and Methods.

Permittee may request approval of alternate materials and/or methods in accordance with the procedures set forth in this Code.

SEC. 2918. Denial of Application.

If the Chief of Department has cause to deny the application pursuant to permit procedures set forth in this Code and Part III of the Municipal Code and determines that it would not be feasible or in the public interest to approve a temporary permit, then the Chief of Department shall deny the application.

SEC. 2918.1. Transmittal of Decision.

The decision to deny the application shall be given to the applicant in writing, setting forth the findings upon which the decision is based and mailed to the applicant by Certified Mail at the address specified in the application.

SEC. 2919. General Permit Provisions.

A hazardous materials permit does not take the place of any license required by state, federal or local law nor does compliance with the permit requirements of this article relieve any party of compliance with any other applicable state, federal or local law.

SEC. 2919.1. Effective Date of Permit.

No permit shall become effective until the permit has been signed and accepted by the permittee. Where the permittee is a company, firm or corporation, the acceptance must be signed by a person having the legal authority to bind the permittee.

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DIVISION III

AUTHORITY

SEC. 2920. Regulations.

(a) Within 180 days from the effective date of this Ordinance, the Chief of Department shall adopt and thereafter, from time to time, may amend reasonable regulations implementing the provisions and intent of this Article. Said regulations shall be approved by the Fire Commission at a public hearing. In addition to the notices required by law, the Secretary of the Fire Commission shall send written notice, at least fifteen (15) days prior to the hearing to any interested party who sends a written request to the Fire Commission for notice of hearings on hazardous materials regulation.

(b) In developing such regulations, the Chief of Department shall consider, inter alia, state and federal statutes and regulations pertaining to hazardous materials and standards published by the National Fire Protection Association (NFPA) with the purpose of coordinating local regulations with them. The Chief of Department shall also consult with the Bureau of Environmental Health and the Bureau of Water Pollution Control in developing said regulations.

(c) Regulations promulgated by the Chief of Department and approved by the Fire Commission shall be maintained in the Office of the Clerk of the Board of Supervisors.

SEC. 2921. Guidelines for Regulations.

Regulations promulgated by the Chief of Department, as set

forth in Section 2920, shall be designed to protect the public health, safety and welfare from the hazards arising from the storage, handling and use of hazardous materials and shall include, but are not limited to:

(a) a list of hazardous materials regulated and exceptions thereto;

(b) standards for containment of hazardous materials;

(c) standards for the maintenance, ordinary upkeep, and repairs of storage facilities, including monitoring provisions where deemed by the Chief of Department to be necessary;

(d) standards for dispensing and mixing of hazardous materials;

(e) standards for the transport of hazardous materials into or out of a storage facility;

(f) standards for storage facility security;

(g) specification of the types of emergency equipment required to be maintained by the permittee appropriate for potential emergencies presented by the stored hazardous materials;

(h) acceptable procedures for closing storage facilities;

(i) procedures for trade secrets;

(j) reporting requirements for unauthorized release of hazardous materials;

(k) record-keeping requirements.

SEC. 2922. Remedial Action.

If the Chief of Department, after a hearing, finds that cause exists for remedial action, the Chief of Department shall take one or more of the following actions:

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(a) Issue a written warning;

(b) Issue an order to abate the particular noncompliance specified in the notice issued pursuant to Section 2922.2;

(c) Request the Director of Health to begin abatement procedures pursuant to the provisions of the Health Code;

(d) Revoke the permit for the establishment or for a storage facility;

(d) Suspend the permit for the establishment or for a storage facility for a specified period not to exceed six (6) months;

(e) Modify or add conditions to the permit;

(f) Revoke the permit with no reapplication permitted for a specified period not to exceed five (5) years.

If the remedial measures enumerated in Section 2922.1(c),(d) or (e) are pursued and if such measures are limited to one or more storage facilities, the remedial action taken shall be limited to those storage facilities.

SEC. 2922.1. Grounds for Remedial Action.

In addition to the general provisions in this Code for suspending or revoking a permit, a permit may be subjected to remedial action for any of the following causes, arising from the acts or omissions of the permittee, either before or after a permit is issued:

(a) Fraud, willful misrepresentation, or any willfully inaccurate or false statement in applying for a new or renewed permit;

(b) Fraud, willful misrepresentation, or any willfully

inaccurate or false statement in any report required by this article;

(c) Failure to abate, correct or rectify any noncompliance within the time specified in the notice of noncompliance;

(d) Failure to correct conditions constituting an unreasonable risk of an unauthorized release of hazardous materials within a reasonable time after notice from a governmental entity other than the City;

(e) Failure to abide by the remedial action imposed by the Chief of Department.

SEC. 2922.2. Notice of Noncompliance.

Unless the Chief of Department or Director of Health finds that action under Section 2922.4 is necessary to protect the public health or safety from imminent danger of exposure to hazardous materials, the Chief of Department shall issue a notice of noncompliance for failure to comply with the provisions of the permit, prior to taking remedial action on the grounds specified in Section 2922.1(c). Such notice shall be sent by certified mail to permittee. If the noncompliance is not abated, corrected, or rectified within the time specified, remedial action may be taken.

SEC. 2922.3. Notice of Hearing.

A notice of hearing shall be given to the permittee by the Chief of Department, in writing, setting forth the time and place of the hearing, the ground or grounds upon which the remedial action is based, the pertinent code section or sections, and a

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brief statement of the factual matters in support thereof. The notice shall be given at least fifteen (15) days prior to the hearing date.

SEC. 2922.4. Emergency Powers

(a) Whenever the Chief of Department or a duly authorized representative determines that an emergency exists within or in close proximity to any establishment or storage facility or part thereof which imperils life or the safety of persons from exposure to hazardous materials, the Chief is hereby empowered to order the vacating or closing of such establishment, storage facility or part thereof, without a written notice or hearing, until the condition requiring such action has been abated.

(b) Following any unauthorized release of any hazardous material at any establishment in the City and County of San Francisco, including any establishment for which a permit has been obtained under this Ordinance, the Director of Health is empowered to order any such establishment secured from public and/or private access, including the ordering of the evacuation, closure or other isolation of any such establishment so as to prevent any further public and/or private exposures to hazardous materials. The Director of Health is also empowered to issue directives as to what monitoring must be done to assess the degree of contamination present and to evaluate what degree of clean-up shall be undertaken in order to assure safe re-occupancy of such establishment(s). The decision whether any such establishment is safe for re-entry by the public following such

order of the Director of Health regarding evacuation, closures, etc. shall be made exclusively by the Director of Health or the Director's designee.

SEC. 2922.5. Transmittal of Decision.

Within ten (10) days of the hearing, the Chief of Department shall render a written opinion, stating the findings upon which the decision is based and the action taken, if any. The decision of the Chief of Department may be appealed to the Board of Permit Appeals in the manner prescribed in Article I, Part III of the San Francisco Municipal Code.

SEC. 2922.6. Authority after Suspension, Revocation or Expiration.

The suspension, revocation or expiration of a permit issued under this article shall not prevent any proceedings to investigate such permit, any remedial action against such permittee or any proceeding against such permittee.

SEC. 2922.7. Return of Permit.

In the event that a permit issued under the provisions of this article is suspended or revoked, the permittee shall forward it to the Chief of Department not later than the end of the third business day after notification of such suspension or revocation.

SEC. 2923. Hearing Rules.

In any hearing under this article, all parties involved shall have the right to offer testimonial, documentary, and tangible evidence bearing on the issues, to see and copy all documents and other information the City relies on in the

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proceeding, to be represented by counsel and to confront and cross-examine any witnesses against them. Any hearing under this article may be continued by the person conducting the hearing for a reasonable time for the convenience of a party or a witness.

SEC. 2923.1. Hearing Notices.

All notices required by this article shall be sent by certified mail, postage prepaid, to the applicant or permittee at the address given for purposes of notice on the application or permit or delivered to the permittee personally.

SEC. 2924. Fees.

The Chief of Department through the Fire Commission shall recommend to the Board of Supervisors appropriate filing and license fees sufficient to pay for but not exceed the costs in administering this article. Such fees shall include, but not be limited to:

(a) The cost of inspection performed by authorized hazardous materials inspectors;

(b) The cost of the variance and appeals process;

(c) The cost of filing and processing documents;

(d) The cost of printing forms and informational brochures by the Chief of Department;

(e) The cost of setting up and running a centralized computer data bank on hazardous materials;

(f) Other expenses incurred by the City and County of San Francisco in implementing this article.

SEC. 2924.1. Refund of Fees.

Permit applicants shall not be entitled to a refund or rebate of a filing fee because the permit is denied or application withdrawn. License fees are not refundable if the permittee discontinues the activity or use of an establishment prior to the expiration of the term or if the permit is suspended or revoked prior to the expiration of the term.

SEC. 2924.2. Not Exempted from Paying Other Fees.

Payment of filing fees and license fees as provided in this article does not exempt the permittee from payment of any other charges which may be levied pursuant to other sections of the San Francisco Municipal Code or written rules and regulations of any department relating to the permit.

SEC. 2925. Posting of Emergency Procedures.

Simplified emergency procedures shall be posted conspicuously in locations where hazardous materials are stored and with the emergency equipment. These procedures shall include notification of the Fire Department in the event of any emergency including any unauthorized or uncontrolled release.

DIVISION IV

PUBLIC DISCLOSURE AND TRADE SECRETS

SEC. 2931. Maintenance of Files.

The Fire Department shall maintain files of all Hazardous Materials Disclosure Forms received and shall provide for a central data bank of MSDS health and safety information. These files shall be open to the public for free inspection and

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reproduction upon payment of a fee during normal business hours at an office designated by the Chief of Department. Computer data shall be provided in a form to be determined by the Chief of Department. Said form shall be easily intelligible to the general public. The hazardous materials disclosure forms shall be filed by street address and cross-referenced by lot and block number.

SEC. 2932. Public Disclosure.

(a) Any person may request information regarding Hazardous Materials at an establishment from the Chief of Department in accordance with this section. Upon any request for a copy of records, the Chief of Department shall, within ten (10) working days after receipt of such request, take either of the following actions:

1. provide the information requested to said person; or
2. notify said person that the Chief of Department has determined:
   A. that the provision of the requested information will take longer than ten (10) working days because of the extensive amount or complicated nature of the information requested; or
   B. that said request for information is denied, and the reasons therefor.

In the event of a medical emergency, the Chief of Department and/or the Director of Health shall take all measures necessary to obtain the information immediately.

(b) A fee shall be charged to the requesting person limited to the costs for providing information under this section.

(c) The Chief of Department shall maintain, for a reasonable period of time, a record of all persons who request access to the Hazardous Materials Disclosure Forms. The record shall include:

1. the person's name, address and telephone number;

2. the name and address of the person, business or governmental agency such person represents; and

3. the identity of the specific file(s) examined or requested to be copied.

(d) The provisions of this Ordinance are not intended to impair the power of the Chief of Department to refuse to disclose information where the Chief determines, pursuant to the California Public Records Act, that the public interest served by nondisclosure outweighs the public interest served by disclosure.

SEC. 2933. Trade Secrets.

In the event a request is made for information designated in the Hazardous Material Disclosure Form as a Trade Secret, no city officer or employee may disclose the information except as authorized by this section.

Information certified by appropriate officials of the United States, as necessarily kept secret for national defense purposes, shall be accorded the full protections against disclosure as specified by such official or in accordance with the laws of the United States.

(a) Information designated as a Trade Secret may be disclosed to:

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1. An officer or employee of the City and County of San Francisco, the State of California or the United States of America, for use in connection with the official duties of such officer or employee acting under authority of law for the protection of health,

2. Persons contracting with the City and County and their employees if in the opinion of the Chief of Department, such disclosure is necessary and required for the satisfactory performance of the work to be done under the contract, or

3. Any physician where the physician determines that such information is necessary to the medical treatment of his or her patient.

(b) When the Chief of Department receives a request for information pursuant to Section 2932 and the permittee has designated as a Trade Secret the information sought, the Chief of Department shall notify the permittee in writing of said request by certified mail. The Chief of Department may release the information thirty (30) days after the date of mailing said notice, unless prior to the expiration of said thirty (30) day period, the permittee institutes and thereafter prosecutes in a timely manner an action in a court of competent jurisdiction claiming that the information is subject to protection as a Trade Secret under California law and seeking an injunction prohibiting disclosure of said information to the general public.

(c) In adopting this Ordinance the Board of Superivsors does

not intend to authorize or require the disclosure to the public of any Trade Secrets protected under the laws of the State of California.

(d) This section is not intended to empower a permittee to refuse to disclose any information including, but not limited to, Trade Secrets, to the Chief of Department either in obtaining a permit or upon demand by the Chief.

(e) Any officer or employee of the City and County, or former officer or employee or contractor with the City or employee thereof, who by virtue of such employment or official position has obtained possession of or has had access to information, the disclosure of which is prohibited by this section, and who knowing that disclosure of the information is prohibited, knowingly and willfully discloses the information in any manner to any person not entitled to receive it, shall be guilty of a misdeameanor.

(f) The Chief of Department shall advise any person to whom a trade secret is disclosed pursuant to this section that the disclosure thereof, except as permitted by this section, constitutes a misdemeanor.

DIVISION V

UNAUTHORIZED RELEASE OF HAZARDOUS MATERIALS

SEC. 2940. Reporting Unauthorized Release of Hazardous Materials.

As soon as a permittee or employee thereof, has reason to conclude that there may have occurred an unauthorized release of a hazardous material, such person shall take all necessary steps to ensure the discovery, containment and clean up of such release

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and shall immediately notify the Fire Department of the occurrence. Within 180 days of the effective date of this Ordinance, the Chief of Department shall promulgate regulations setting forth reporting requirements.

SEC. 2941. Powers of the Chief of Division.

Chief of Department may verify that the hazardous material is being contained and appropriately disposed. Any time the Chief of Department has reason to believe that the permittee is not adequately containing and disposing of such hazardous material, the Chief of Department may undertake and direct an emergency response in order to protect the public health and safety.

SEC. 2942. Cleanup Responsibility.

(a) Any person who stores hazardous materials and the owner and/or lessor and lessee of the property on which the hazardous materials are located (hereinafter "the responsible party") is responsible for the cleanup of any unauthorized or uncontrolled release and shall institute and complete all actions necessary to remedy the effects of any unauthorized release, whether sudden or gradual.

(b) In the event the Chief of Department determines immediate action is necessary and that the responsible party has not undertaken and will not undertake such necessary action, the Chief may direct the institution of those remedial actions reasonably necessary under the circumstances to protect the health, safety and welfare of the community from the hazards

attending the unauthorized release.

(c) The responsible party shall be strictly liable to the City for the reimbursement of all costs incurred in the aforesaid remedial action, including, but not limited to, the costs of fighting fires. The lack of either negligence or willfulness of the responsible party in causing or allowing such discharge shall have no bearing on the liability imposed by this section.

(d) Any responsible party who undertakes action to remedy the effects of unauthorized release(s) shall not be barred by this article from seeking to recover appropriate costs and expenditures from other responsible parties except as provided by Section 2945.

(e) The permittee and, if different, the person who owns or leases the property upon which the hazardous material is stored shall be both jointly and severally liable to the City and County of San Francisco for all costs incurred in any remedial action taken by the City pursuant to the provisions of this section or sections 2916(d) or 2916.1(c) of this article. These costs shall constitute a debt payable to the City.

SEC. 2943. Notice of Payment Due.

In those cases where the Chief of Department directed the institution of remedial action pursuant to Section 2942 of this Article, the Chief of Department, within ten (10) days of the incident, shall send to the responsible party(s) a notice of payment due. Payment shall be due within sixty (60) days of the mailing date of the notice of payment due.

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SEC. 2943.1. Contents of Notice of Payment Due.

The notice of payment due sent to the responsible party(s) shall contain the following information:

(a) a statement of the date and place of the unauthorized release.

(b) the cost to the City to remedy the effects of the unauthorized release.

(c) a notice advising the responsible party that he or she is liable for the costs in the amount listed in the notice and that payment to the City to reimburse these costs is due within sixty (60) days of the mailing date of the notice.

(d) a notice advising that a penalty of ten percent (10%) plus interest at the rate of one percent (1%) per month on the outstanding balance shall be added to the costs from the date that payment is due.

(e) a notice advising the responsible party that if payment of the costs is not received within ninety (90) days of the due date, a lien may be imposed on the property of the responsible party pursuant to the provisions of this Article.

SEC. 2943.2. Non-payment; Additional Request.

(a) If full payment of the costs is not received within sixty (60) days after notice of payment due was sent pursuant to Section 2943.1, an additional request for payment shall be sent to the responsible party(s). The notice shall state that the responsible party is liable for the payment of the costs indicated on the notice and if payment of such costs is not

received within thirty (30) days of the mailing date of this notice, a lien may be imposed on the property of the responsible party pursuant to the provisions of this Article.

SEC. 2943.3. Lien Proceedings; Notice.

If payment is not received within thirty (30) days following mailing of the additional request, the Chief of Department shall initiate special assessment lien proceedings pursuant to the provisions of Article XIX, Chapter 10 of the San Francisco Administrative Code, by reporting the delinquency to the Board of Supervisors. The entire unpaid balance of the costs, including penalty on the unpaid balance, shall be made a special assessment lien against the responsible party's property. Such charges against delinquent accounts shall be reported to the Board at least once each year. The Chief of Department shall also indicate which of such delinquent accounts should be exempted from the lien procedure because of the small amounts involved, or because another procedure is more appropriate.

SEC. 2944. Periodic Inspection.

(a) The continued use of, and permit approval for, existing storage facilities may be subject to inspection whenever there has been any unauthorized release to determine whether continued storage in such storage facility is suitable or whether the permit should be subject to remedial action. In making such a determination, the Chief of Department shall consider the age of the storage facility, the methods of containment, the

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concentration of the hazardous materials contained, the severity of potential unauthorized release, and the suitability of other long term preventive measures that meet the objectives of this article. Remedial action may be taken by the Chief of Department as set forth in this article.

SEC. 2945. Indemnification.

The permittee shall indemnify, hold harmless and defend the City against any claim, cause of action, disability, loss, liability, damage, cost or expense, howsoever arising, which occurs by reason of an unauthorized release in connection with permittee's operations under this permit except as arises from City's sole willful act or sole active negligence.

DIVISION VI

INSPECTIONS AND RECORDS

SEC. 2950. Inspections by Permittee.

The permittee shall conduct regular inspections of its own establishments to assure compliance with this article and shall maintain logs or file reports as required by the Chief of Department. The inspector conducting such inspections shall be qualified to conduct such inspections.

SEC. 2951. Special Inspections.

In addition to the inspections specified above, Chief of Department may require the periodic employment of special inspectors to conduct an audit or assessment of permittee's establishment to make a hazardous material safety evaluation and to determine compliance with the provisions of this article.

(a) An inspector shall demonstrate expertise in proper containment of hazardous materials to the satisfaction of the Chief of Department in order to qualify as a special inspector.

(b) The special inspection report shall include an evaluation of the establishment and its storage facilities and recommendations consistent with the provisions of this article where appropriate. A copy of the report shall be filed with Chief of Department at the same time that it is submitted to permittee.

(c) Permittee shall, within thirty (30) days of said report, file with Chief of Department a plan to implement all recommendations, or shall demonstrate to the satisfaction of Chief of Department why such recommendations shall not be implemented.

SEC. 2952. Substituted Inspections.

An inspection by an employee of any other public agency may be deemed by the Chief of Department as a substitute for any requirement of Section 2951 upon determination by the Chief of Department that said employee is qualified to make such an inspection.

SEC. 2953. Disclosure of Information.

The Chief of Department or any individual having administrative duties under this article may not disclose, in any manner whatsoever, information relating to the business affairs or operations of any person visited or examined in the discharge of official duty when said information was obtained by an

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investigation of records or equipment. Provided, however, in emergency situations, such disclosure may be made when necessary to protect the public health, safety and welfare.

SEC. 2954. Maintenance of Records by Permittee.

All records required by this article shall be maintained by the permittee and said records shall be made available to Chief of Department for inspection during normal working hours and upon reasonable notice.

DIVISION VII

UNDERGROUND STORAGE TANKS

SEC. 2960. Definitions.

For the purposes of this Division, the following definitions apply:

(a) Facility means any one, or combination of, underground storage tanks used by a single business entity at a single location or site.

(b) Hazardous material means:

1. all hazardous materials regulated pursuant to this article; and

2. all hazardous substances as defined in Section 25280(c) of the California Health & Safety Code, as amended, until such time that the Department of Health Services issues a master list pursuant to Section 25281 of the California Health and Safety Code, at which time all hazardous substances on the Master List, as thereafter revised.

(c) Owner means the owner of an underground storage tank.

(d) Operator means the operator of an underground storage tank.

(e) Pipe means any pipeline or system of pipelines that is used in connection with the storage of hazardous materials and that is not intended to transport hazardous materials in interstate or intrastate commerce or to transfer hazardous materials in bulk to or from a marine vessel.

(f) Primary containment means the first level of containment, such as the portion of a tank which comes into immediate contact on its inner surface with the hazardous material being contained.

(g) Product-tight means impervious to the material which is contained, or is to be contained, so as to prevent the seepage of the material from the primary containment. To be product-tight, the tank shall not be subject to physical or chemical deterioration by the material which it contains over the useful life of the tank.

(h) Secondary containment means the level of containment external to, and separate from, the primary containment.

(i) Single-walled means construction with walls made of only one thickness of material. For the purposes of this division, laminated, coated, or clad materials shall be considered single-walled.

(j) Storage or store means the containment, handling or treatment of hazardous materials, either on a temporary basis or

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for a period of years. Storage or store does not mean the storage of hazardous wastes in an underground storage tank if the person operating the tank has been issued a hazardous waste facilities permit by the Department of Health Services pursuant to Section 25200 of the California Health & Safety Code or granted interim status under Section 25200.5 of the California Health & Safety Code.

(k) Underground storage tank means any one or combination of tanks, including pipes connected thereto, which is used for the storage of hazardous materials and which is substantially or totally beneath the surface of the ground. Underground storage tank does not include any of the following:

1. A tank used for the storage of hazardous materials used for the control of external parasites of cattle and subject to the supervision of the county agricultural commissioner, if the county agricultural commissioner determines, by inspection prior to use, that the tank provides a level of protection equivalent to that required by Section 2961, if the tank was installed on or after January 1, 1984, or protection equivalent to that provided by Section 2962, if the tank was installed before January 1, 1984.

2. Tanks which are located on a farm and store motor vehicle fuel which is used only to propel vehicles used primarily for agricultural purposes.

3. Tanks used for aviation or motor vehicle fuel located within one mile of a farm and the tank is used by a

licensed pest control operator, as defined in Section 11705 of the Food and Agricultural Code, who is primarily involved in agricultural pest control activities.

4. Structures such as sumps, separators, storm drains, catch basins, oil field gathering lines, refinery pipelines, lagoons, evaporation ponds, well cellars, separation sumps, lined and unlined pits, sumps and lagoons. Sumps which are a part of a monitoring system required under Section 2961 or Section 2962 are not exempted by this section. These structures may be regulated by the Chief of Department pursuant to the Porter-Cologne Water Quality Control Act [Division 7 (commencing with Section 13000) of the Water Code] to ensure that they do not pose a threat to water quality.

SEC. 2961. New Installations.

Notwithstanding any other provision of this Ordinance, every underground storage tank installed on or after January 1, 1984, shall meet the requirements set forth in Sections 2961.1 to 2961.6, inclusive, of this division.

SEC. 2961.1. Design and Construction Standards.

Underground storage tanks shall be designed and constructed to provide primary and secondary levels of containment of the hazardous materials stored in them in accordance with the following performance standards:

(a) Primary containment shall be product-tight.

(b) Secondary containment shall be constructed to prevent structural weakening as a result of contact with any released

hazardous materials, and also shall be capable of storing, for the maximum anticipated period of time necessary for the recovery of any released hazardous material.

(c) In the case of an installation with one primary container, the secondary containment shall be large enough to contain at least one hundred percent (100%) of the volume of the primary tank.

(d) In the case of multiple primary tanks, the secondary container shall be large enough to contain one hundred and fifty percent (150%) of the volume of the largest primary tank placed in it, or ten percent (10%) of the aggregate internal volume of all primary tanks, whichever is greater.

(e) If the facility is open to rainfall, then the secondary containment must be able to additional accommodate the volume of a twenty-four (24) hour rainfall as determined by a one hundred (100) year storm history.

(f) Single-walled containers do not fulfill the requirement of an underground storage tank providing both a primary and a secondary containment.

SEC. 2961.2. Exception for Motor Vehicle Fuels Storage.

(a) The design and construction of underground storage tanks for motor vehicle fuels storage need not meet the requirements of Section 2961.1 of this division, if:

1. the primary containment construction is of:

(A) glass fibre reinforced plastic,

(B) cathodically protected steel, or

(C) steel clad with glass fibre reinforced plastic;

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2. any such alternative primary containment is installed in conjunction with a system that:

(A) will intercept and direct a leak from any part of the tank to a monitoring well to detect any release of motor vehicle fuels stored in the tank, and

(B) is designed to provide early leak detection, response, and to protect groundwater from releases; and

3. if the monitoring is in accordance with the alternative method identified in paragraph 3 of subsection (a) of Section 2962.1 of this Article.

(b) Pressurized piping systems connected to underground storage tanks used for the storage of motor vehicle fuels and monitored in accordance with paragraph 3 of subsection (b) of Section 2962 shall also be deemed to meet the requirements of this section.

SEC. 2961.3. Monitoring.

Underground storage tanks shall be designed and constructed with a monitoring system capable of detecting the entry of the hazardous material stored in the primary containment into the secondary containment. If water could intrude into the secondary containment, a means of monitoring for water intrusion and for safely removing the water shall also be provided.

SEC. 2961.4. Overfill Protection.

When required by the Chief of Department, a means of overfill protection for any primary tank, including an overfill prevention device or an attention-getting higher level alarm, or both, shall be provided. Primary tank filling operations of

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underground storage tanks containing motor vehicle fuels which are visually monitored and controlled by a facility operator satisfy the requirements of this section.

SEC. 2961.5. Separation of Hazardous Materials.

Different materials that in combination may cause a fire or explosion, or the production of flammable, toxic, or poisonous gas, or the deterioration of a primary or secondary container, shall be separated in both the primary and secondary containment so as to avoid potential intermixing.

SEC. 2961.6. Water Removal System.

If water could enter into the secondary containment by precipitation or infiltration, the facility shall contain a means of removing the water by the owner or operator. This removal system shall also provide for a means of analyzing the removed water for hazardous material contamination and a means of disposing of the water, if so contaminated, at an authorized disposal facility.

SEC. 2962. Preexisting Installations: Monitoring Required.

(a) Notwithstanding any other provision of this Ordinance, for every underground storage tank installed before January 1, 1984, and used for the storage of hazardous materials, the owner, on or before January 1, 1985, shall outfit the facility with a monitoring system capable of detecting unauthorized releases of any hazardous material stored in the facility. Thereafter, the operator shall monitor each facility, based on materials stored and the type of monitoring installed.

(b) For the purpose of monitoring required by subsection (a),

the owner shall provide a means for visual inspection of the tank, wherever practical.

SEC. 2962.1. Alternative Methods of Monitoring.

(a) The Chief of Department may require alternative methods of monitoring on a monthly, or more frequent basis, consistent with the regulations of the State Water Resources Control Board, including, but are not limited to, the following methods:

1. Pressure testing, vacuum testing or hydrostatic testing of the piping systems or underground storage tanks.

2. A groundwater monitoring well or wells which are down gradient and adjacent to the underground storage tank, vapor analysis within a well where appropriate, and the analysis of soil borings at the time of initial installation of the well.

3. For monitoring tanks containing motor vehicle fuels, daily gauging and inventory reconciliation by the operator, if:

(A) inventory records are kept on file for one year and are reviewed quarterly, and

(B) the tank is tested for tightness hydrostatically or, when appropriate with pressure between three and five pounds, inclusive, per square inch whenever there is a shortage greater than the amount specified by regulations issued by the Chief of Department.

(b) The Chief of Department shall develop regulations specifying approved monitoring alternatives. Said alternatives

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must comply with the minimum safety standards set forth in the regulations of the State Water Resources Control Board and may exceed those standards where the Chief of Department determines it necessary to protect the public health, safety or welfare. The Chief of Department shall approve the location and number of wells, the depth of wells and the sampling frequency, pursuant to these regulations.

SEC. 2963. Responsibilities of Owner and Operator.

(a) The operator of the underground storage facility shall monitor the facility using the method specified on the permit for the storage facility. Records shall be kept in sufficient detail to enable the Chief of Department and authorized inspectors to determine that the operator has undertaken all monitoring activities required by the permit.

(b) If the operator is not the owner, the owner shall:

1. provide a copy of the permit to the operator,

2. enter into a written contract with the operator which requires the operator to monitor the tank as set forth in the permit,

3. provide the operator with a copy of the penalty provisions of this Article, or a summary of those provisions, in the form which the Chief of Department specifies by regulation, and

4. notify the Chief of Department of any change of operator.

SEC. 2964. Additional Permit Requirements.

All permit applications for hazardous materials permit for underground storage tanks shall require the following additional information:

(a) A list of all hazardous materials which are or will be stored in the underground storage tank or tanks, specifying the hazardous materials for each underground storage tank.

(b) A description of the monitoring program for the underground storage tank or tanks.

SEC. 2965. Annual Report Form.

Each owner of an underground storage tank shall submit, annually, the report form prepared by the State Water Resources Control Board for underground storage tanks with the renewal application for a hazardous materials permit.

DIVISIONS VIII & IX

(Reserved)

DIVISION X

MISCELLANEOUS

SEC. 2990. Civil Penalties.

The penalty provisions of this Code apply to violation of any provision of this article; provided, however, that for purposes of this Section, an unauthorized, unintentional and non-negligent release which is recordable and is recorded in compliance with Department regulations shall not be a violation of this article's provision against unauthorized releases. In

determining the penalty, the Court shall consider all relevant circumstances, including, but not limited to, the following:

(a) The extent of harm or potential harm caused by the violation;

(b) The nature and persistence of the violation;

(c) The length of time over which the violation occurred;

(d) The frequency of past violations;

(e) The permittee's record of maintenance;

(f) Corrective action, if any, taken by the permittee;

In any civil action brought pursuant hereto, in which the City prevails, the court shall determine and award reasonable expenses, including attorneys' fees, incurred by the City in the investigation and prosecution of the action.

SEC. 2990.1. Civil Action for Retaliation.

A civil action may be instituted against any employer by any employee who has been discharged, demoted, suspended, or in any other manner discriminated against in terms or conditions of employment, or threatened with any such retaliation, because such employee has, in good faith, made any oral or written report or complaint related to the enforcement of this article to any company official, public official or union official, or has testified in any proceeding in any way related thereto. In addition to any actual damages which may be awarded, damages shall include costs and attorneys' fees. The Court may award punitive damages in a proper case.

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SEC. 2990.2 Remedies not Exclusive.

Remedies under this section are in addition to and do not supersede or limit any and all other remedies, civil or criminal.

SEC. 2991. Disclaimer of Liability.

(a) The degree of protection required by this article is considered reasonable for regulatory purposes. The standards set forth herein are minimal standards and this article does not imply that compliance will ensure that there will be no unauthorized release of hazardous material. This article shall not create liability on the part of the City, any officer or employee thereof for any damages that result from reliance on this article or any administrative decision lawfully made thereunder. All persons handling, storing, using, processing, and disposing of hazardous materials within the City should be and are advised to determine to their own satisfaction the level of protection in addition to that required by this article necessary or desirable to ensure that there is no unauthorized release of hazardous materials.

(b) In undertaking this program to obtain disclosure of information relating to the location of hazardous materials, the City and County of San Francisco is assuming an undertaking only to promote the general welfare. It is not assuming, nor is it imposing on its officers and employees, an obligation for breach of which it is liable in money damages to any person who claims that such breach proximately caused injury.

(c) This article is not intended to create any different

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standard or obligation for the storage of carcinogens than is imposed for the storage of other hazardous materials. Hazardous materials are identified as carcinogens herein for public record purposes only and the identification of a material as a carcinogen shall not require a different or stricter application of the provisions of this Article, nor notice to any person under any circumstances other than those expressly specified in this Article, nor shall such identification create any other duty or obligation upon the City different from or additional to those duties or obligations applicable to the storage of other hazardous materials.

(d) All inspections specified herein shall be at the discretion of the City and nothing in this article shall be construed as requiring the City to conduct any such inspection nor shall any actual inspection made imply a duty to conduct any other inspection.

SEC. 2992. Duties are Discretionary.

Subject to the limitations of due process, notwithstanding any other provision of this code whenever the words "shall" or "must" are used in establishing a responsibility or duty of the City, its elected or appointed officers, employees, or agents, it is the legislative intent that such words establish a discretionary responsibility or duty requiring the exercise of judgment and discretion.

SEC. 2993. Conflict with Other Laws.

Notwithstanding any other provision of this article:

(a) A storage facility regulated by any state or federal agency is exempted from any conflicting provisions of this article.

(b) If the storage facility has a permit from the Department of Health Services under Health and Safety Code §25100 et seq., it shall be exempt from any provision of this article which is covered by the regulations under the above-cited statute.

SEC. 2994. Annual Review.

A public hearing shall be held by the Board of Supervisors one year after all the provisions of this article have become effective for the purpose of reviewing the provisions and operation of this article.

[SECTIONS 2995-2997 ARE RESERVED]

SEC. 2998. Severability.

If any section, subsection, sentence, clause, or phrase of this article is for any reason held to be invalid or unconstitutional by a decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of the article. The Board of Supervisors hereby declares that it would have passed this article and each and every section, subsection, sentence, clause, or phrase not declared invalid or unconstitutional without regard to whether any portion of the article would be subsequently declared invalid or unconstitutional.

SEC. 2999. Effective Date.

The effective date of this article is December 30, 1983.

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SEC. 2999.1. Time Table for Initial Compliance.

(a) New Storage Facilities.

As of the effective date of this article, a Hazardous Materials Permit for an establishment must be obtained prior to the installation or use of any new storage facility unless a building permit for such new storage facility was issued prior to such date.

(b) Existing Storage Facilities.

An establishment which has any existing hazardous materials storage facilities prior to the effective date of this article, and to which no new storage facility is added, shall have six (6) months from such effective date to file a completed application for a Hazardous Materials Permit.

Approved as to Form:

GEORGE AGNOST, CITY ATTORNEY

By _____
Deputy City Attorney

4141C
12/02/83

Passed for Second Reading

Board of Supervisors, San Francisco

DEC 5 1983

Ayes: Supervisors Britt, Hongisto, Kennedy, Kopp, ~~Maher~~, Molinari, Nelder, Renne, ~~Silver~~, Walker, Ward.

~~Noes: Supervisors~~

Absent: Supervisors MAHER SILVER

John L. Taylor Clerk

Read Second Time and Finally Passed

Board of Supervisors, San Francisco

DEC 12 1983

Ayes: Supervisors ~~Britt~~, Hongisto, Kennedy, Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, ~~Ward~~.

~~Noes: Supervisors~~

Absent: Supervisors BRITT WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

478-81
File No.

DEC 16 1983
Approved

Mayor

FILE NO. 45-83-66 ORDINANCE NO. 579-83

(Settlement of Lawsuit)

AUTHORIZING SETTLEMENT OF LITIGATION OF ROMERO MABUTAS AS GUARDIAN AD LITEM FOR ANTHONY MICHAEL MABUTAS, AGAINST CITY AND COUNTY OF SAN FRANCISCO BY THE PAYMENT OF $50,000.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized and directed to settle the action entitled "ROMERO MABUTAS AS GUARDIAN AD LITEM FOR ANTHONY MICHAEL MABUTAS V. CITY AND COUNTY OF SAN FRANCISCO, et al.," Superior Court No. 753-727 by payment of $50,000.

APPROVED AS TO FORM AND RECOMMENDED:

GEORGE AGNOST, City Attorney

By John J. Taheny, Jr.
Deputy City Attorney

FUNDS AVAILABLE: 30,138 1-50

John C Farrell
Controller

OCT 27 1983

RECOMMENDED:

RECREATION AND PARK COMMISSION

THOMAS MALLOY
GENERAL MANAGER

By
ASSISTANT MANAGER-ACTG. COMMISS. MGR
Tom Malloy, General Manager

APPROVED:

By Katherine N. Nelson
Commission Secretary
Res # 13446

DOCUMENTS DEPT.
JAN 9 1984
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Passed for Second Reading
Board of Supervisors, San Francisco
DEC 5 1983

Ayes: Supervisors Britt, ~~Hongisto~~, Kennedy, Kopp, Maher, Molinari, Nelder, Renne, ~~Silver,~~ Walker, Ward.

~~Noes: Supervisors~~

Absent: Supervisors HONGISTO SILVER

John L. Taylor Clerk

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
DEC 12 1983

Ayes: Supervisors ~~Britt,~~ Hongisto, Kennedy, Kopp, ~~Maher,~~ Molinari, Nelder, Renne, Silver, Walker, ~~Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors BRITT MAHER WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

45-83-66
File No.

DEC 16 1983
Approved

Dianne Feinstein
Mayor

FILE NO. 45-83-67 ORDINANCE NO. 580-83

ro #-146

(SETTLEMENT OF LAWSUIT)

AUTHORIZING SETTLEMENT OF LITIGATION OF MISWAD KATWAN AGAINST THE CITY AND COUNTY OF SAN FRANCISCO FOR $4,500.00.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized to settle the action entitled "MISWAD KATWAN v. CITY AND COUNTY OF SAN FRANCISCO, et al.," Superior Court No. 759-398, by the payment of $4,500.00.

APPROVED AS TO FORM AND RECOMMENDED:

GEORGE AGNOST
City Attorney

By: B. Timothy Murphy
B. TIMOTHY MURPHY
Deputy City Attorney

By: John J. Taheny, Jr.
JOHN J. TAHENY, JR.
Chief Trial Deputy

FUNDS AVAILABLE: [illegible] 1450

John C Farrell
Controller
OCT 27 1983

RECOMMENDED:

RECREATION & PARK

THOMAS MALLOY
GENERAL MANAGER

By: Robert Mansi
ROBERT MANSI ACTG BUSINESS MGR
THOMAS MALLOY
General Manager

APPROVED:

RECREATION & PARK COMMISSION

By: Katherine C. Lofgren
Secretary
Res# 13447

DOCUMENTS DEPT.
JAN 9 1984
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Passed for Second Reading
Board of Supervisors, San Francisco
DEC 5 1983

Ayes: Supervisors Britt, ~~Hongisto,~~ Kennedy, Kopp, Maher, Molinari, Nelder, Renne, ~~Silver,~~ Walker, Ward.

~~Noes: Supervisors~~

Absent: Supervisors HONGISTO SILVER

John L. Taylor Clerk

45-83-67 DEC 16 1983
File No. Approved

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
DEC 12 1983

Ayes: Supervisors ~~Britt,~~ Hongisto, Kennedy, Kopp, ~~Maher,~~ Molinari, Nelder, Renne, Silver, Walker, ~~Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors BRITT MAHER WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

Dianne Feinstein
Mayor

FILE NO. 45-83-68 ORDINANCE NO. 581-83

[SETTLEMENT OF LAWSUIT] AO #4146

AUTHORIZING SETTLEMENT OF LITIGATION OF RUTH E. WALKER AGAINST CITY AND COUNTY OF SAN FRANCISCO FOR $4,000.00.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized to settle the action entitled "RUTH E. WALKER v. CITY AND COUNTY OF SAN FRANCISCO, et al., Superior Court No. 800-997, by the payment of $4,000.00.

APPROVED AS TO FORM AND RECOMMENDED:

GEORGE AGNOST, City Attorney

By: Andrew W. Schwartz
ANDREW W. SCHWARTZ
Deputy City Attorney

RECOMMENDED:

DEPARTMENT OF PUBLIC WORKS

By: Jeffrey Lee
JEFFREY LEE, Director

FUNDS AVAILABLE: 009138 1450

John C Farrell
CONTROLLER

NOV 02 1983

APPROVED:

CHIEF ADMINISTRATIVE OFFICER

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Passed for Second Reading
Board of Supervisors, San Francisco
DEC 5 1983

Ayes: Supervisors Britt, ~~Hongisto,~~ Kennedy, Kopp, Maher, Molinari, Nelder, Renne, ~~Silver,~~ Walker, Ward.

~~Noes: Supervisors~~

Absent: Supervisors HONGISTO SILVER

John L. Taylor Clerk

45-83-68 DEC 16 1983
File No. Approved

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
DEC 12 1983

Ayes: Supervisors ~~Britt,~~ Hongisto, Kennedy, Kopp, ~~Maher,~~ Molinari, Nelder, Renne, Silver, Walker, ~~Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors BRITT MAHER WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

Dianne Feinstein
Mayor

FILE NO. 45-83-69 ORDINANCE NO. 582-83

AC 74153

AUTHORIZING SETTLEMENT OF LITIGATION OF JOSE CARDENAS AGAINST CITY AND COUNTY OF SAN FRANCISCO FOR $3,500.00

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized and directed to settle the action entitled "JOSE CARDENAS AGAINST CITY AND COUNTY OF SAN FRANCISCO, et al," Superior Court No. 798-264 by payment of $3,500.00.

APPROVED AS TO FORM AND RECOMMENDED:

GEORGE AGNOST, City Attorney

By Phyllis Walker
Deputy City Attorney

RECOMMENDED:

SAN FRANCISCO POLICE DEPARTMENT

By Cornelius P. Murphy
Chief

FUNDS AVAILABLE: [illegible]

John C. Farrell
Controller

NOV 02 1983

APPROVED:

By Willie E. Fraser
Chief Administrative

2706/amf

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Passed for Second Reading
Board of Supervisors, San Francisco
DEC 5 1983

Ayes: Supervisors Britt, ~~Hongisto,~~ Kennedy, Kopp, Maher, Molinari, Nelder, Renne, ~~Silver,~~ Walker, Ward.

~~Noes: Supervisors~~

Absent: Supervisors HONGISTO SILVER

John L. Taylor Clerk

DEC 16 1983

45-83-69 DEC 1 3 1983
File No. Approved

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
DEC 12 1983

Ayes: Supervisors ~~Britt,~~ Hongisto, Kennedy, Kopp, ~~Maher,~~ Molinari, Nelder, Renne, Silver, Walker, ~~Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors BRITT MAHER WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

Dianne Feinstein
Mayor

FILE NO. 45-83-71 ORDINANCE NO. 583 83

RO #4160

[Lawsuit]
AUTHORIZING SETTLEMENT OF LITIGATION OF MIKE GARZA, AGAINST THE CITY AND COUNTY OF SAN FRANCISCO, IN THE AMOUNT OF $7,500.00.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized and directed to settle United States District Court No. C 81-3848 RFP, entitled "MIKE GARZA, Plaintiff, vs. CITY AND COUNTY OF SAN FRANCISCO, et al., Defendants," by payment of the sum of $7,500.00.

RECOMMENDED:

JOHN J. TAHENY, JR.
JOHN J. TAHENY, JR.
Chief Trial Deputy

RECOMMENDED:

CORNELIUS MURPHY
Chief of Police

APPROVED:

POLICE COMMISSION
By: Secretary

FUNDS AVAILABLE: 309138 1450

Controller

7196C/jr NOV 10 1983

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JAN 9 1984
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Passed for Second Reading
Board of Supervisors, San Francisco
DEC 5 1983

Ayes: Supervisors Britt, ~~Hongisto,~~ Kennedy, Kopp, Maher, Molinari, Nelder, Renne, ~~Silver,~~ Walker, Ward.

~~Noes: Supervisors~~

Absent: Supervisors HONGISTO SILVER

John L. Taylor Clerk

45-83-71 DEC 16 1983
File No. Approved

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
DEC 12 1983

Ayes: Supervisors ~~Britt,~~ Hongisto, Kennedy, Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, ~~Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors BRITT WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

Dianne Feinstein
Mayor

FILE NO. 46-83-9 ORDINANCE NO. 58483

[SETTLEMENT OF LAWSUIT] AC #152

AUTHORIZING SETTLEMENT OF LITIGATION OF CITY AND COUNTY OF SAN FRANCISCO AGAINST DIVERSIFIED TECHNOLOGY, INC., and FRANK SHAW FOR $7,077.79.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby aurthorized to settle the action entitled "CITY AND COUNTY OF SAN FRANCISCO v. DIVERSIFIED TECHNOLOGY, INC., and FRANK SHAW" et al., Superior Court No. 777-665 in consideration of payment to the City and County of San Francisco for Seven Thousand Seventy Seven Dollars and Seventy Nine Cents ($7,077.79) and the return of the subject equipment, the SIMDAC Surveillance System, to Diversified Technology, Inc.

APPROVED AS TO FORM AND RECOMMENDED:

GEORGE AGNOST, City Attorney

By: Gregory F. Winslow
GREGORY F. WINSLOW
Deputy City Attorney

FUNDS AVAILABLE:

N.R.
CONTROLLER

NOV 02 1983

RECOMMENDED:

Cornelius P. Murphy
CORNELIUS MURPHY, JR., Chief

SAN FRANCISCO POLICE DEPARTMENT

APPROVED:

POLICE COMMISSION:

William E. Fazio
SECRETARY

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Passed for Second Reading
Board of Supervisors, San Francisco
DEC 5 1983

Ayes: Supervisors Britt, ~~Hongisto,~~ Kennedy, Kopp, Maher, Molinari, Nelder, Renne, ~~Silver,~~ Walker, Ward.

~~Noes: Supervisors~~

Absent: Supervisors HONGISTO SILVER

John L. Taylor Clerk

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
DEC 12 1983

Ayes: Supervisors ~~Britt,~~ Hongisto, Kennedy, Kopp, ~~Maher,~~ Molinari, Nelder, Renne, Silver, Walker, ~~Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors BRITT MAHER WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

46-83-9 DEC 16 1983
File No. Approved

Dianne Feinstein
Mayor

FILE NO. 96-83-2 ORDINANCE NO. 578583

(Sale of Property)

AUTHORIZING SALE OF REAL PROPERTY TO CITY OF NEWARK FOR EXPANSION OF THEIR ADJACENT CORPORATION YARD.

Be It Ordained by the People of the City and County of San Francisco:

Section 1. In accordance with Public Utilities Commission Resolution No. 83-0447, the Board of Supervisors hereby declares that the public interest and necessity requires the sale of 0.35 acres in fee along with the quitclaim of adjacent, unimproved street areas located near Filbert Street, Newark. The subject property is a portion of Water Department Parcel 1254 and is depicted on Water Department Drawing No. B-4325, a copy of which is on file with the Clerk of the Board of Supervisors.

Section 2. The City of Newark has requested that the City and County of San Francisco make a direct sale to them without requiring their use of eminent domain powers.

Section 3. Said property is no longer required for municipal purposes and the sale of said property will not affect the Master Plan.

Section 4. Pursuant to Section 7.401 of the City Charter, the Director of Property has made an appraisal of the fair market value of said property and has determined the value to be $27,500.00. City of Newark has agreed to purchase said property at the full appraised value.

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Section 5. Newark's offer is hereby accepted and the Mayor and the Clerk of the Board of Supervisors are authorized to execute, and the Director of Property shall deliver a deed conveying said property.

Passed for Second Reading
Board of Supervisors, San Francisco
DEC 5 1983

Ayes: Supervisors Britt, Hongisto, Kennedy, Kopp, ~~Maher~~, Molinari, Nelder, Renne, ~~Silver~~, Walker, Ward.

~~Noes: Supervisors~~

Absent: Supervisors MAHER SILVER

John L. Taylor Clerk

96-83-2 File No.

DEC 16 1983 Approved

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
DEC 12 1983

Ayes: Supervisors ~~Britt~~, Hongisto, Kennedy, Kopp, ~~Maher~~, Molinari, Nelder, Renne, Silver, Walker, ~~Ward~~.

~~Noes: Supervisors~~

Absent: Supervisors BRITT MAHER WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

Dianne Feinstein Mayor

AMENDED IN COMMITTEE 11/30/83

FILE NO. 101-83-54

ORDINANCE NO. 586-83

(GOVERNMENT FUNDING)

APPROPRIATING $28,151.03 FOR RETROACTIVE SALARIES AND RELATED MANDATORY FRINGE BENEFITS, MUNICIPAL RAILWAY - OPERATIONS FOR F/Y 1983-84; RESCINDING $28,151.03 FROM JUDGMENTS AND CLAIMS, MUNICIPAL RAILWAY.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for F/Y 1983-84 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
01-001	General Fund		
G.L. 491 (000026)	Budget Revenue Retained		
Subsidiary (000052)	Contributed Revenue Reserve	-0- ~~$28,151.03~~	
49-4900 ( )	Revenue Transfer to 31-001 Muni Operating Fund		-0- ~~$28,151.03~~
	Total General Fund	-0- ~~$28,151.03~~	-0- ~~$28,151.03~~
31-001	Municipal Railway Operating Fund		
99-9990 ( )	Revenue Transfer from 01-001 General Fund	-0- ~~$28,151.03~~	
35-00-00 10-1450 (560946) 05-0176 (560664)	Municipal Railway Judgment and Claims Retroactive Salaries	$28,151.03	$23,448.03
04-0600	Mandatory Fringe Benefits		4,703.00
	Total Muni Operating Fund	$28,151.03	$28,151.03

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

BY: Thomas G. Feeney
Deputy City Attorney

FUNDS AVAILABLE:
John C. Farrell
CONTROLLER

RECOMMENDED:
Dianne Feinstein
Mayor

OCT 20 1983

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Passed for Second Reading
Board of Supervisors, San Francisco
DEC 5 1983
Ayes: Supervisors Britt, Hongisto, Kennedy, Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, Ward.
~~Noes: Supervisors~~
~~Absent: Supervisors~~
John L. Taylor Clerk

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
DEC 12 1983
Ayes: Supervisors ~~Britt,~~ Hongisto, Kennedy, Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, ~~Ward~~
~~Noes: Supervisors~~
Absent: Supervisors BRITT, WARD
I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.
John L. Taylor Clerk

101-83-54
File No.

DEC 16 1983
Approved

Dianne Feinstein
Mayor

FILE NO 101-83-58

ORDINANCE NO. 58783

AO #4141 S. #03

(GOVERNMENT FUNDING)

APPROPRIATING $26,193 FOR PROFESSIONAL AND SPECIAL SERVICES, BOARD OF SUPERVISORS FOR F/Y 1983-84.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for F/Y 1983-84 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
01-001	General Fund		
G.L. 491 (000026)	Budget Revenue Retained		
Subsidiary (000052)	Contributed Revenue Reserve		$26,193
01-00-00	Board of Supervisors		
10-1001 (300012)	Professional and Special Services	$26,193	

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

BY: [signature]
Deputy City Attorney

FUNDS AVAILABLE:
[signature]
CONTROLLER

RECOMMENDED: OCT 27 1983
[signature]
Mayor

1983 NOV -3 AM 8:52

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Passed for Second Reading
Board of Supervisors, San Francisco
DEC 5 1983

Ayes: Supervisors Britt, ~~Hongisto,~~ Kennedy, Kopp, Maher, Molinari, Nelder, Renne, ~~Silver,~~ Walker, Ward.

~~Noes: Supervisors~~

Absent: Supervisors HONGISTO SILVER

[signature] Clerk

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
DEC 12 1983

Ayes: Supervisors ~~Britt,~~ Hongisto, Kennedy, Kopp, ~~Maher,~~ Molinari, Nelder, Renne, Silver, Walker, ~~Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors BRITT MAHER WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

[signature] Clerk

101-83-58
File No.

DEC 16 1983
Approved

[signature]
Mayor

Amended in Committee 11/30/83

FILE NO. 101-83-59

ORDINANCE NO. 588-83

RO #4129 SA#81

(GOVERNMENT FUNDING)

APPROPRIATING $36,699 ~~$44,969~~ FOR PERMANENT SALARIES - MISCELLANEOUS, ~~PERMANENT SALARIES - MISCELLANEOUS (RESERVE)~~ AND RELATED MANDATORY FRINGE BENEFITS AND RESCINDING $36,699 ~~$44,969~~ FROM PERMANENT SALARIES - MISCELLANEOUS AND MANDATORY FRINGE BENEFITS FOR THE APPROPRIATION FOR ONE (1) RECLASSIFIED POSITION, CONTROLLER'S OFFICE - EISPC FOR F/Y 1983-84.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for F/Y 1983-84 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
01-001	General Fund		
G.L. 491 (000026)	Budget Revenue Retained		
Subsidiary 000052	Contributed Revenue Reserve	$	$ 6,821
09-04-00	Controller's Office - EISPC		
01-0010 (309245)	Permanent Salaries Miscellaneous	29,500 ~~36,664~~	24,018 ~~29,349~~
01-0010 (")	Permanent Salaries - Miscellaneous (Reserve)		Ø ~~8,973~~
04-0600 (")	Mandatory Fringe Benefits	7,199 ~~8,305~~	5,860 ~~6,647~~
	Total	$36,699 ~~$44,969~~	$36,699 ~~$44,969~~

Section 2. Funds are hereby appropriated for one (1) position reclassified by amendment to the Annual Salary Ordinance (Board of Supervisors' File No. 102-83-15) as follows:

Fund	General Fund		
Department	Controller - EISPC		
Classification	Rate of Pay	Abolish	Create
A503 Staff Director	4583 M 4583	1	
1880 Chief of Systems	1666 B 2023		1

(See file for departmental signatures)

APPROVED AS TO FORM:

GEORGE AGNOST, CITY ATTORNEY

By: Thomas G. Downey
Deputy City Attorney

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Passed for Second Reading
Board of Supervisors, San Francisco
DEC 5 1983

Ayes: Supervisors Britt, Hongisto, Kennedy, Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, Ward.

~~Noes: Supervisors~~

~~Absent: Supervisors~~

John L. Taylor Clerk

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
DEC 12 1983

Ayes: Supervisors ~~Britt,~~ Hongisto, Kennedy, Kopp, ~~Maher,~~ Molinari, Nelder, Renne, Silver, Walker, ~~Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors BRITT MAHER WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

101-83-59 DEC 16 1983
File No. Approved

Dianne Feinstein
Mayor

FILE NO. 101-83-60 ORDINANCE NO. 589-83

AO #4150 BR #13

(GOVERNMENT FUNDING)

APPROPRIATING $2,000 FOR REVOLVING FUND AND RESCINDING $2,000 FROM OTHER CURRENT SERVICES, COMMUNITY MENTAL HEALTH SERVICES - DISTRICT V FOR F/Y 1983-84.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for F/Y 1983-84 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
01-001	General Fund		
87-12-00	Community Mental Health Services - District V		
10-1200(765073)	Other Current Services	$2,000	
1951	Revolving Fund		$2,000

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

BY: Thomas G. Demeroff
Deputy City Attorney

FUNDS AVAILABLE:
John C. Farrell
CONTROLLER
NOV 02 1983

RECOMMENDED:
Dianne Feinstein
Mayor

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JAN 9 1984
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Passed for Second Reading
Board of Supervisors, San Francisco
DEC 5 1983

Ayes: Supervisors Britt, Hongisto, Kennedy, Kopp, ~~Maher,~~ Molinari, Nelder, Renne, ~~Silver,~~ Walker, ~~Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors MAHER SILVER WARD

John L. Taylor Clerk

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
DEC 12 1983

Ayes: Supervisors ~~Britt,~~ Hongisto, Kennedy, Kopp, ~~Maher~~, Molinari, Nelder, Renne, Silver, Walker, ~~Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors BRITT MAHER WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

101-83-60
File No.

DEC 16 1983
Approved

Dianne Feinstein
Mayor

AMENDED IN COMMITTEE 11/30/83

FILE NO. 101-83-64

1983 NOV 14 AM 10:09

ORDINANCE NO. 59083

AC #4121 BK #41

(GOVERNMENT FUNDING)

11/30/83 ah

APPROPRIATING ~~$19,691~~ $13,774 FOR PERMANENT SALARIES - MISCELLANEOUS AND RESCINDING $19,691 FROM PERMANENT SALARIES - MISCELLANEOUS FOR THE APPROPRIATION OF FUNDS FOR ONE (1) RECLASSIFIED POSITION, JUVENILE COURT - ADMINISTRATION FOR F/Y 1983-84.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for F/Y 1983-84 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
12-00-00	Juvenile Court-Administration		
01-0010 (319574)	Permanent Salaries - Miscellaneous	$13,774 ~~$19,691~~	$13,774 ~~$19,691~~

11/30/83 ah

Section 2. Funds are hereby appropriated for one (1) position reclassified by amendment to the Annual Salary Ordinance (Board of Supervisors' File No. 102-83-17) as follows:

Fund	General Fund		
Department	Juvenile Court-Administration		
Classification	Rate of Pay	Abolish	Create
1452 Stenographic Secretary	758 B 916	1	
1528 Administrative Secretary	803 B 970		1

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

BY Thomas A. Dorsey
Deputy City Attorney

APPROVED:
CIVIL SERVICE COMMISSION

BY
General Manager, Personnel

FUNDS AVAILABLE:

John C. Farrell
CONTROLLER

OCT 13 1983

RECOMMENDED:

Mayor

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Passed for Second Reading
Board of Supervisors, San Francisco

DEC 5 1983

Ayes: Supervisors Britt, Hongisto, Kennedy, Kopp, ~~Maher,~~ Molinari, Nelder, Renne, ~~Silver,~~ Walker, ~~Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors MAHER SILVER WARD

John L. Taylor
Clerk

101-83-64
File No.

DEC 16 1983
Approved

Read Second Time and Finally Passed
Board of Supervisors, San Francisco

DEC 12 1983

Ayes: Supervisors ~~Britt,~~ Hongisto, Kennedy, Kopp, ~~Maher,~~ Molinari, Nelder, Renne, Silver, Walker, ~~Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors BRITT MAHER WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor
Clerk

Mayor

10/18/83 65

ORDINANCE NO. 591-83

RO #4164, SA #101

(GOVERNMENT FUNDING)

APPROPRIATING $152,728 FOR PERMANENT SALARIES AND RELATED MANDATORY FRINGE BENEFITS FOR THE APPROPRIATION OF FUNDS FOR THREE (3) CREATED POSITIONS, OTHER CONTRACTUAL SERVICES, OTHER CONTRACTUAL SERVICES PSYCHIATRIC, MATERIALS AND SUPPLIES, EQUIPMENT PURCHASE, AND SERVICES OF OTHER DEPARTMENTS, SAN FRANCISCO GENERAL HOSPITAL, PUBLIC HEALTH, FOR F/Y 1983-84.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for F/Y 1983-84 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
36-001	San Francisco Hospital Operating Fund		
G.L. 495 (027920)	Use of Surplus	$152,728	
86-01-00	S.F.G.H. General Division		
01-0010 (462580)	Permanent Salaries-Miscellaneous		$ 16,507
04-0600	Retirement-City		2,806
04-0606	Social Security		1,155
04-0610	Health Service-City Hatch		736
04-0620	Unemployment Insurance		66
04-0621	Unemployment Ins.-Adm. Cost		4
10-1090	Other Contractual Services		32,568
11-1300	Materials and Supplies		1,070
22-2200	Equipment Purchase		1,700
30-3890	Services of Miscellaneous Depts.		2,000
	Total General Administration		$ 58,612
86-30-00	S.F.G.H.-Psychiatric Services		
01-0010 (462598)	Permanent Salaries-Psych.		$ 12,503
04-0600 (462598)	Retirement-City		2,125
04-0606	Social Security		878
04-0610	Health Services		368
04-0620	Unemployment Insurance		50
04-0621	Unemployment Insurance-Adm. Cost		2

10-1090	Other Contractual Services-Psychiatric		78,190
	Total Psychiatric		$ 94,116
	Total	$152,728	$152,728

Section 2. Funds are hereby appropriated for three (3) positions created by an amendment to the annual Salary Ordinance (Board of Supervisors File No. 101-83-65 as follows:

Fund	S.F.G.H. Operating	
Department-Div.- 86-01-00	S.F.G.H.-General	
Classification	Rate of Pay	Create
2736 Porter	583 B 704	2
Department-Div.- 86-30-00	Psychiatric	
Classification	Rate of Pay	
2230C P.T. Physician Specialist	1844B2242	1

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

BY: James G. Dorsey
Deputy City Attorney

APPROVED:
CIVIL SERVICE COMMISSION

BY: John J. Walsh
General Manager, Personnel

FUNDS AVAILABLE:

John C. Farrell
CONTROLLER

RECOMMENDED: NOV 10 1983

Dianne Feinstein
Mayor

Passed for Second Reading

Board of Supervisors, San Francisco

DEC 5 1983

Ayes: Supervisors Britt, Hongisto, Kennedy, Kopp, ~~Maher~~, Molinari, Nelder, Renne, ~~Silver~~, Walker, ~~Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors MAHER SILVER WARD

John L. Taylor Clerk

101-83-65

File No.

DEC 16 1983

Approved

Read Second Time and Finally Passed

Board of Supervisors, San Francisco

DEC 12 1983

Ayes: Supervisors ~~Britt~~, Hongisto, Kennedy, Kopp, ~~Maher~~, Molinari, Nelder, Renne, Silver, Walker, ~~Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors BRITT MAHER WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

Dianne Feinstein

Mayor

AMENDED IN COMMITTEE 11/30/83

FILE NO. 101-83-66

ORDINANCE NO. 592 83

RO #4163 SA #100

(GOVERNMENT FUNDING)

APPROPRIATING $716,406 ~~$828,094~~ FOR PROFESSIONAL SERVICES, MEDICAL SERVICE CONTRACTS, TRAVEL, OTHER SERVICES, RENTAL OF PROPERTY AND SERVICES OF OTHER DEPARTMENTS, PUBLIC HEALTH, ADMINISTRATION FOR F/Y 1983-84. PLACING RESERVE ON $70,000.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for F/Y 1983-84 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
01-001	General Fund		
G.L. 491 (000026)	Budget Revenue Retained		
Subsidiary (000052)	Contributed Revenue Reserve	$716,406 ~~$828,094~~	
83-01-00	Public Health Administration		
10-100 (441006)	Professional Services		$ 58,500*
10-101	Medical Service Contracts		364,788 ~~398,404~~
10-112	Travel		5,000
10-120	Other Services		19,000
10-146	Rental of Property		22,000*
30-389	Services of other Departments		325,190*
	Total	$716,406 ~~$828,094~~	$716,406 ~~$828,094~~

Section 2. The following funds to be held in reserve until release by the Finance Committee: $25,000, Professional Services-U C Administrative Services; $22,000 rental of property; and $23,000 for services of other departments - lab expansion.

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

BY: [signature]
Deputy City Attorney

FUNDS AVAILABLE:

[signature]
CONTROLLER

NOV 1 0 1983

RECOMMENDED:

[signature] 11/11/83
Mayor

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Passed for Second Reading
Board of Supervisors, San Francisco

DEC 5 1983

Ayes: Supervisors Britt, Hongisto, Kennedy, Kopp, ~~Maher,~~ Molinari, Nelder, Renne, ~~Silver,~~ Walker, Ward.

~~Noes: Supervisors~~

Absent: Supervisors MAHER SILVER

[signature] Clerk

101-83-66
File No.

DEC 1 6 1983
Approved

Read Second Time and Finally Passed
Board of Supervisors, San Francisco

DEC 1 2 1983

Ayes: Supervisors ~~Britt,~~ Hongisto, Kennedy, Kopp, ~~Maher,~~ Molinari, Nelder, Renne, Silver, Walker, ~~Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors BRITT MAHER WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

[signature] Clerk

[signature]
Mayor

FILE NO. 102-83-15 ORDINANCE NO. 593-83

PUBLIC EMPLOYMENT SAL.ORD.AMEND.NO. 16

AMENDING ORDINANCE NO. 412-83 (ANNUAL SALARY ORDINANCE, 1983-84) REFLECTING THE ALLOCATION OF ONE POSITION PREVIOUSLY AUTHORIZED FOR THE CONTROLLER'S OFFICE.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The hereinafter designated items and sections of Ordinance No. 412-83 (Annual Salary Ordinance, 1983-84) are hereby amended so that the same shall read as follows:

(Amendment)	No. of Pos.	Class & Item No.	Class Title	Compensation Schedule
		Dept.:	09 Controller	
		DP/DV/SC:	090400 Controller's EDP Steering Committee	
		Fund:	01001 General Fund	
		Object:	001 Regular Misc.	
1 abolished	0	A503 Q	Staff Director.	J,SC $4583M4583
1 added	1	1880 Q	Chief of Systems.	Z 1666B2023

APPROVED AS TO CLASSIFICATION:
CIVIL SERVICE COMMISSION

GENERAL MANAGER, PERSONNEL

APPROVED AS TO FORM:
GEORGE AGNOST, CITY ATTORNEY

By: DEPUTY CITY ATTORNEY

NO. 16

DOCUMENTS DEPT.
JAN 13 1984
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Passed for Second Reading
Board of Supervisors, San Francisco
DEC 5 1983

Ayes: Supervisors Britt, Hongisto, Kennedy, Kopp, ~~Maher,~~ Molinari, Nelder, Renne, ~~Silver,~~ Walker, ~~Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors MAHER SILVER WARD

John L. Taylor Clerk

102-83-15 File No.

DEC 16 1983 Approved

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
DEC 12 1983

Ayes: Supervisors ~~Britt,~~ Hongisto, Kennedy, Kopp, ~~Maher,~~ Molinari, Nelder, Renne, Silver, Walker, ~~Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors BRITT MAHER WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

Mayor

FILE NO. 102-83-17 ORDINANCE NO. 59483

PUBLIC EMPLOYMENT SAL.ORD.AMEND.NO. 19

AMENDING ORDINANCE NO. 412-83 (ANNUAL SALARY ORDINANCE, 1983-84) REFLECTING THE RECLASSIFICATION OF ONE POSITION AT THE JUVENILE COURT.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The hereinafter designated items and sections of Ordinance No.412-83 (Annual Salary Ordinance, 1983-84) are hereby amended so that the same shall read as follows:

(Amendment)	No. of Pos.	Class & Item No.	Class Title	Compensation Schedule
		Dept.:	12 Juvenile Court	
		DP/DV/SC:	120100 Probation	
		Fund:	01001 General Fund	
		Object:	001 Regular Misc.	
1 abolished	0	1452 A	Stenographic Secretary.	$758-916
1 added	1	1528 A	Administrative Secretary.	803-970

APPROVED AS TO CLASSIFICATION:
CIVIL SERVICE COMMISSION

GENERAL MANAGER, PERSONNEL

APPROVED AS TO FORM:
GEORGE AGNOST, CITY ATTORNEY

By: DEPUTY CITY ATTORNEY

NO. 19

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Passed for Second Reading
Board of Supervisors, San Francisco

DEC 5 1983

Ayes: Supervisors Britt, Hongisto, Kennedy, Kopp, ~~Maher,~~ Molinari, Nelder, Renne, ~~Silver,~~ Walker, ~~Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors MAHER SILVER WARD

John L. Taylor Clerk

102-83-17 File No.

DEC 16 1983 Approved

Read Second Time and Finally Passed
Board of Supervisors, San Francisco

DEC 12 1983

Ayes: Supervisors ~~Britt,~~ Hongisto, Kennedy, Kopp, ~~Maher,~~ Molinari, Nelder, Renne, Silver, Walker, ~~Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors BRITT MAHER WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

Mayor

FILE NO. 102-83-19 ORDINANCE NO. 5958

SAL.ORD.AMEND.NO. 21

AMENDING ORDINANCE NO. 412-83 (ANNUAL SALARY ORDINANCE, 1983-84) REFLECTING THE ADDITION OF THREE POSITION IN THE DEPARTMENT OF PUBLIC HEALTH, SAN FRANCISCO GENERAL HOSPITAL.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The hereinafter designated items and sections of Ordinance No. 412-83 (Annual Salary Ordinance, 1983-84) are hereby amended so that the same shall read as follows:

(Amendment)	No. of Pos.	Class & Item No.	Class Title	Compensation Schedule
		Dept. : 86	Public Health-S.F. Hospital	
		DP/DV/SC:860100	General	
		Fund: 36001	Hospital Operating Fund	
		Object: 001	Regular Misc.	
2 added	2	2736 B	Porter . . . . . SC	$583-704
1 added	1	2230 C	Physician Specialist Z, PT, SC. . . .	$1844-2242

APPROVED AS TO CLASSIFICATION:
CIVIL SERVICE COMMISSION

John J Walsh Jr
GENERAL MANAGER, PERSONNEL

APPROVED AS TO FORM:
GEORGE AGNOST, CITY ATTORNEY

By: James A Dermody
DEPUTY CITY ATTORNEY

NO. 21

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Passed for Second Reading
Board of Supervisors, San Francisco
DEC 5 1983

Ayes: Supervisors Britt, Hongisto, Kennedy, Kopp, ~~Maher,~~ Molinari, Nelder, Renne, ~~Silver,~~ Walker, Ward.

~~Noes: Supervisors~~

Absent: Supervisors MAHER SILVER

John L Taylor Clerk

102-83-19 DEC 16 1983
File No. Approved

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
DEC 12 1983

Ayes: Supervisors ~~Britt,~~ Hongisto, Kennedy, Kopp, ~~Maher,~~ Molinari, Nelder, Renne, Silver, Walker, ~~Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors BRITT MAHER WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L Taylor Clerk

Dianne Feinstein
Mayor

FILE NO. 124-83-13 ORDINANCE NO. 596-83

AMENDING PART II, CHAPTER XI, SAN FRANCISCO MUNICIPAL CODE (TRAFFIC CODE) BY ADDING SECTION 28.1.79 THERETO, RELATING TO PROHIBITING OPERATION OF VEHICLES IN EXCESS OF 6,000 POUNDS UPON GOUGH STREET BETWEEN UNION AND WASHINGTON STREETS.

NOTE: Additions are not underlined. The section added is entirely additional.

Be it Ordained by the People of the City and County of San Francisco:

Section 1. Part II, Chapter XI, San Francisco Municipal Code (Traffic Code) is hereby amended by adding Section 28.1.79 thereto, to read as follows:

SEC. 28.1.79. Gough Street between Union and Washington Streets.

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY
By David L. Krosnick
Deputy City Attorney

DESCRIPTION APPROVED:
Deputy Director for Engineering and City Engineer

RECOMMENDED:
Director of Public Works and Clean Water Program

APPROVED:
Chief Administrative Officer

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Passed for Second Reading
Board of Supervisors, San Francisco
NOV 28 1983
Ayes: Supervisors Britt, Hongisto, Kennedy, Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, ~~Ward.~~
~~Noes: Supervisors.~~
Absent: Supervisors WARD
John L. Taylor Clerk

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
DEC 5 1983
Ayes: Supervisors Britt, ~~Hongisto,~~ Kennedy, Kopp, Maher, Molinari, Nelder, Renne, ~~Silver,~~ Walker, Ward.
~~Noes: Supervisors~~
Absent: Supervisors HONGISTO SILVER
I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.
John L. Taylor Clerk

124-83-13 File No.
DEC 16 1983 Approved
Dianne Feinstein Mayor

FILE NO. 196-83-10 ORDINANCE NO. 591-83

(GOVERNMENT FUNDING)

AMENDING THE SAN FRANCISCO ADMINISTRATIVE CODE BY ADDING SECTION 10.154-1 THERETO ESTABLISHING A DEPARTMENT OF PUBLIC HEALTH, COMMUNITY MENTAL HEALTH SERVICES VOCATIONAL REHABILITATION REVOLVING FUND FOR THE VOCATIONAL REHABILITATION WORK PROGRAMS IN THE AMOUNT OF $2,000.00

Be it ordained by the People of the City and County of San Francisco:

NOTE: Additions are not underlined; all sections are entirely additional.

Section I. Chapter 10, Article XV of the San Francisco Administrative Code is hereby amended by adding Section 10.154-1 thereto reading as follows:

Section 10.154-1. CASH REVOLVING FUNDS - PUBLIC HEALTH, COMMUNITY MENTAL HEALTH SERVICES VOCATIONAL REHABILITATION REVOLVING FUND; $2,000.00.

APPROVED AS TO FORM:

GEORGE AGNOST
City Attorney

By: Victoria Hokel
Deputy City Attorney

RECOMMENDED:

Florence Stroud
MERVYN F. SILVERMAN, M.D., M.P.H.

APPROVED:

Art Carter for
ROGER BOAS
Chief Administrative Officer

5969C

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Passed for Second Reading
Board of Supervisors, San Francisco
DEC 5 1983

Ayes: Supervisors Britt, Hongisto, Kennedy, Kopp, ~~Maher,~~ Molinari, Nelder, Renne, ~~Silver,~~ Walker, ~~Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors MAHER SILVER WARD

John L. Taylor Clerk

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
DEC 12 1983

Ayes: Supervisors ~~Britt,~~ Hongisto, Kennedy, Kopp, ~~Maher,~~ Molinari, Nelder, Renne, Silver, Walker, ~~Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors BRITT MAHER WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

196-83-10 File No.

DEC 16 1983 Approved

Dianne Feinstein Mayor

AMENDMENT OF THE WHOLE PRESENTED
IN COMMITTEE 11/30/83

FILE NO. 428-83-2

ORDINANCE NO. 598-83

[illegible]

AMENDING CHAPTER 10, SAN FRANCISCO ADMINISTRATIVE CODE, BY ADDING SECTION 10-97 THERETO, ESTABLISHING A MUNICIPAL RAILWAY CAPITAL RESERVE FUND, APPROPRIATING RECEIPTS FROM SALE OF TAX BENEFITS TO MUNICIPAL RAILWAY CAPITAL RESERVE FUND, AND AUTHORIZING CERTAIN EXPENDITURES IN CONNECTION WITH SALE OF TAX BENEFITS.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Chapter 10, San Francisco Administrative Code, is hereby amended by adding thereto Section 10-97 to read as follows:

Section 10-97. Municipal Railway Capital Reserve Fund.

There is hereby established a special fund, to be known as the Municipal Railway Capital Reserve Fund, for the purpose of receiving all monies generated under any Agreement intended to come within the provisions of Section 168 of the Internal Revenue Code ("Section 168 Agreement") and/or any related Agreement with San Francisco Municipal Railway Improvement Corporation intended to facilitate a Section 168 Agreement, and for the further purpose of receiving such other monies as may from time to time be designated by the Board of Supervisors. All amounts appropriated to the Municipal Railway Capital Reserve Fund shall bear interest at the same rate as funds in the treasury of the City and County of San Francisco which are not appropriated to the Municipal Railway Capital Reserve Fund.

All revenues to be received from San Francisco Municipal Railway Improvement Corporation in connection with any Agreement facilitating a Section 168 Agreement, and all revenues to be received under any Section 168 Agreement shall upon receipt be deemed, and hereby are appropriated to the Municipal Railway Capital Reserve Fund.

Any disbursements necessary to make indemnity payments required under any Section 168 Agreement, and any disbursements necessary to reacquire clear title to any mass commuting vehicle, and to effectuate a release of any security interest established under any Agreement entered into with San Francisco Municipal Railway Improvement Corporation facilitating a Section 168 Agreement, and any disbursements necessary to pay fees for legal counsel, financial consultants, and other services incidental to the execution of such Agreements are, to the extent that Municipal Railway Capital Reserve Fund contains sufficient funds therefor, hereby appropriated for such purposes, authorized and approved. All other funds in the Municipal Railway Capital Reserve Fund, principal and interest alike, shall, subject to the fiscal and budgetary provisions of the Charter, be expended for capital purposes of the Municipal Railway.

Passed for Second Reading
Board of Supervisors, San Francisco
DEC 5 1983

Ayes: Supervisors Britt, Hongisto, Kennedy, Kopp, ~~Maher,~~ Molinari, Nelder, ~~Renne, Silver,~~ Walker, Ward.

~~Noes: Supervisors~~

Absent: Supervisors MAHER SILVER

John L. Taylor Clerk

428-83-2 DEC 16 1983
File No. Approved

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
DEC 12 1983

Ayes: Supervisors ~~Britt,~~ Hongisto, Kennedy, Kopp, ~~Maher,~~ Molinari, Nelder, Renne, Silver, Walker, ~~Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors BRITT MAHER WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

Dianne Feinstein
Mayor

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FILE NO. 36-83-7 ORDINANCE NO. 544-83

(83.56EZ)

ADOPTING CHANGES IN PROPERTY USE CLASSIFICATION AS AN AMENDMENT TO THE ZONING MAP OF THE CITY AND COUNTY OF SAN FRANCISCO OF PROPERTY LOCATED ON THE SOUTH SIDE OF FELL STREET BETWEEN WEBSTER AND FILLMORE STREETS, LOTS 1, 1A, 2, 21, 22, 22A, 23 AND 24 IN ASSESSOR'S BLOCK 828 FROM RH-3 (HOUSE, THREE-FAMILY) AND RM-1 (MIXED RESIDENTIAL, LOW DENSITY) DISTRICTS TO AN RM-3 (MIXED RESIDENTIAL, MEDIUM DENSITY) DISTRICT.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Pursuant to resolution of the Board of Supervisors, adopting the final negative declaration as its own, and pursuant to Section 302(c) of the City Planning Code, Part II, Chapter II of the San Francisco Municipal Code, the following change in property use classification was disapproved by the City Planning Commission. Said action of the City Planning Commission is hereby disapproved and the proposed reclassification is hereby adopted as an amendment to the Zoning Map of the City and County of San Francisco.

Description of Property	Use District to be Superseded	Use District Hereby Approved
Beginning at a point at the southwest intersection of Fell Street and Webster Street, thence westerly along Fell Street 412.5 feet; thence at a right angle southerly 137.5 feet; thence at a right angle easterly 312.5 feet; thence at a right angle northerly 12.5 feet; thence at a right angle easterly 100 feet; thence at a right angle northerly 125 feet to the point of beginning; being all of Lots 1, 1A, 2, 21, 22A, 23 and 24 in Assessor's Block 828; and adjacent street areas to their centerline.	RH-3 (House, Three-Family and RM-1 (Mixed Residential, Low Density)	RM-3 (Mixed Residential, Medium Density)

APPROVED AS TO FORM:
GEORGE AGNOST, CITY ATTORNEY

By Paula Jesson
Deputy City Attorney

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Passed for Second Reading
Board of Supervisors, San Francisco
DEC 12 1983

Ayes: Supervisors ~~Britt,~~ Hongisto, Kennedy, Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, ~~Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors BRITT WARD

John L. Taylor Clerk

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
DEC 19 1983

Ayes: Supervisors Britt, ~~Hongisto~~, Kennedy, Kopp, Maher, Molinari, Nelder, ~~Renne, Silver,~~ Walker, ~~Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors HONGISTO RENNE SILVER WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

36-83-7 DEC 23 1983
File No. Approved

Mayor

FILE NO. 45-83-70

ORDINANCE NO. 60083

RO #4159

AUTHORIZING SETTLEMENT OF LITIGATION BETWEEN HOMER J. OLSEN, INC. AND CITY AND COUNTY OF SAN FRANCISCO BY PAYMENT OF $175,000.00 TO HOMER J. OLSEN, INC.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized and directed to compromise and settle the complaint of Homer J. Olsen, Inc. against the City and County of San Francisco, Superior Court No. 802-789 by making a lump sum payment of $175,000.00 to Homer J. Olsen, Inc. This payment will secure the dismissal of the complaint against the City and County of San Francisco.

APPROVED AS TO FORM AND RECOMMENDED:

GEORGE AGNOST, City Attorney

By _____ Deputy City Attorney

RECOMMENDED:

DEPARTMENT OF PUBLIC WORKS

By _____ Director

FUNDS AVAILABLE:

John C Farrell

Controller

NOV 09 1983

APPROVED:

Art Carter for

Chief Administrative Officer

Appropriation #35-806
Index Code 543033, Project 180
Work Phase 40
Funds Available $ 170,271.00

Appropriation #35-001
Index Code 542779, Project 268
Work Phase 40
Funds Available $ 4,729.00

8443C

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JAN 13 1984

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Passed for Second Reading
Board of Supervisors, San Francisco

DEC 12 1983

Ayes: Supervisors ~~Britt,~~ Hongisto, Kennedy, Kopp, ~~Maher~~, Molinari, Nelder, Renne, Silver, Walker, ~~Ward~~

~~Noes: Supervisors~~

Absent: Supervisors BRITT, MAHER, WARD

John L. Taylor Clerk

45-83-70 File No.

DEC 22 1983 Approved

Read Second Time and Finally Passed
Board of Supervisors, San Francisco

DEC 19 1983

Ayes: Supervisors Britt, ~~Hongisto,~~ Kennedy, Kopp, Maher, Molinari, Nelder, ~~Renne, Silver, Walker, Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors HONGISTO, RENNE, SILVER, WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

Dianne Feinstein Mayor

Amended in Finance Cmte. 12/7/83

FILE NO. [illegible]

ORDINANCE NO. 601-83

AC #111 [illegible] #C2

(GOVERNMENT FUNDING)

7/83 APPROPRIATING $35,000 ~~$28,000~~ FOR FACILITIES MAINTENANCE AND CAPITAL PROJECT BUDGETS, COUNTY CLERK FOR F/Y 1983-84.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for F/Y 1983-84 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
01-001	General Fund		
G.L. 491 (000026)	Budget Revenue Retained		
7/83 Subsidiary (000052)	Contributed Revenue Reserve	$35,000 ~~$28,000~~	
15-00-00	County Clerk		
20-2020 (322065)	Facilities Maintenance Project		
Proj. 395/01	Painting of Walls at County Clerk's Office		$ 3,000
20-2030 (322065)	Capital Project Budget		
/83 Proj. 851/01	Partitioning of Office Space		32,000 ~~25,000~~
	Total	$35,000 ~~$28,000~~	$35,000 ~~$28,000~~

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

BY: Thomas G. Doorney
Deputy City Attorney

FUNDS AVAILABLE:
John C. Farrell
CONTROLLER

RECOMMENDED: OCT 04 1983

Mayor

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JAN 13 1984
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Passed for Second Reading
Board of Supervisors, San Francisco
DEC 12 1983

Ayes: Supervisors ~~Britt,~~ Hongisto, Kennedy, Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, ~~Ward,~~

~~Noes: Supervisors~~

Absent: Supervisors BRITT WARD

John L. Taylor Clerk

101-83-35 DEC 22 1983
File No. Approved

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
DEC 19 1983

Ayes: Supervisors Britt, ~~Hongisto,~~ Kennedy, Kopp, Maher, Molinari, Nelder, ~~Renne, Silver,~~ Walker, ~~Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors HONGISTO RENNE SILVER WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

Dianne Feinstein
Mayor

Amendment of the Whole Amended in Finance Committee 12/7/83

FILE NO. [illegible]

ORDINANCE NO. 602-83

RO #4122 SA #86 & 87

(GOVERNMENT FUNDING)

APPROPRIATING ~~$59,412~~ $43,866 FOR PERMANENT SALARIES AND RELATED MANDATORY FRINGE BENEFITS AND RESCINDING $43,866 FROM PERMANENT SALARIES AND RELATED MANDATORY FRINGE BENEFITS FOR THE APPROPRIATION OF FUNDS FOR ~~ONE (1) CREATED AND~~ THREE (3) RECLASSIFIED POSITIONS, SUPERIOR COURT FOR FY 1983-84.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for F/Y 1983-84 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
01-001	General Fund		
G.L. 491 (000026)	Budget Revenue Retained		
Subsidiary 000052	Contributed Revenues Reserve	~~$15,546~~	$
10-00-00	Superior Court		
01-0010 (316083)	Permanent Salaries - Miscellaneous	20,154	21,564 ~~33,738~~
" " "	" " "	1,753	
04-0600 (")	Retirement - City	3,426	3,666 ~~5,736~~
04-0606 (")	Social Security	1,411	1,509 ~~2,361~~
04-0610 (")	Health Service		~~389~~
04-0620 (")	Unemployment Insurance	81	86 ~~135~~
04-0621 (")	" " - Administration		~~12~~
Project #003-01	Arbitration State Mandated		
01-0010 (316091)	Permanent Salaries - Miscellaneous	12,750	13,698
" " (")	" " "	1,180	
04-0600 (")	Retirement - City	2,167	2,329
04-0606 (")	Social Security	893	959
04-0620 (")	Unemployment Insurance	51	55
	Total	$43,866 ~~$59,412~~	$43,866 ~~$59,412~~

/ / /
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/ / /
/ / /
/ / /

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12/7/83 Bls

Section 2. Funds are hereby appropriated for ~~four (4)~~ three (3) positions ~~created and~~ reclassified by amendment to the Annual Salary Ordinance (Board of Supervisors File No. 102-83-20) as follows:

Fund	General Fund		
Department	Superior Court		
Classification	Rates of Pay	Abolish	Create
~~0680 Judicial Secretary~~	~~$1015-M-$2029~~		~~1~~
0682 Calendar Control Clerk	1402 M 1602	1	
0683 Senior Calendar Control Clerk	1537 M 1757	1	
0681 Senior Judicial Clerk	1696 M 1896		2
Project #003-01			
0589 Court Assistant	$1771 M $2125	1	
0590 Court Assistant Senior	2206 M 2435		1

Passed for Second Reading
Board of Supervisors, San Francisco
DEC 12 1983
Ayes: Supervisors ~~Britt,~~ Hongisto, Kennedy, Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, ~~Ward.~~
~~Noes: Supervisors~~
Absent: Supervisors BRITT WARD

John L. Taylor Clerk

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
DEC 19 1983
Ayes: Supervisors Britt, ~~Hongisto~~, Kennedy, Kopp, Maher, Molinari, Nelder, ~~Renne, Silver,~~ Walker, ~~Ward.~~
~~Noes: Supervisors~~
Absent: Supervisors HONGISTO RENNE SILVER WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

101-83-49
File No.

DEC 22 1983
Approved

Mayor

FILE NO. 101-83-57 ORDINANCE NO. 603 83

(GOVERNMENT FUNDING)

APPROPRIATING $2,500 FOR PROGRAM PROJECT BUDGET (SALMON FISH FEEDING PROGRAM), CAO FOR F/Y 1983-84.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for F/Y 1983-84 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
	[illegible] Appropriation Fund		
G.L. 495([illegible])	Use of Surplus	$2,500	
	Chief Administrative Officer		
20-2010 (420125)	Program Project Budget		
Proj. 001-01	Salmon Fish Feeding Program		$2,500

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

BY: [signature]
Deputy City Attorney

FUNDS AVAILABLE:

[signature]
CONTROLLER

OCT 27 1983

RECOMMENDED:

[signature]
Mayor

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Passed for Second Reading
Board of Supervisors, San Francisco
DEC 12 1983

Ayes: Supervisors ~~Britt,~~ Hongisto, Kennedy, Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, ~~Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors BRITT, WARD

John L. Taylor Clerk

101-83-57 DEC 22 1983
File No. Approved

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
DEC 19 1983

Ayes: Supervisors Britt, ~~Hongisto,~~ Kennedy, Kopp, Maher, Molinari, Nelder, ~~Renne, Silver,~~ Walker, ~~Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors HONGISTO RENNE SILVER WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

[signature] Mayor

Amended in Finance Cmte.
12/7/83

FILE NO 101-83-67

ORDINANCE NO. 604-83

RO #4173 SA #72

(GOVERNMENT FUNDING)

APPROPRIATING ~~$786,386~~ $804,386 FOR RENTAL OF PROPERTY, FACILITIES MAINTENANCE PROJECTS, CAPITAL PROJECTS AND SERVICES OF CITY PLANNING, RECREATION AND PARK DEPARTMENT FOR F/Y 1983-84.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for F/Y 1983-84 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
02-221	Open Space Fund		
G.L. 490 (047217)	Use of Surplus	$804,386 ~~$786,386~~	
42-04-01	Recreation and Park-Planning and Development		
10-1460 (621805)	Rental of Property		$ 86,386
21-2020 (375899)	Facilities Maintenance Projects		
Proj. 205-01	Portola Playground		200,000
206-01	GGP Carousel Panels		50,000
21-2030 (375899)	Capital Project Budget		
Proj. 609-01	McLaren Park Improvement		150,000
610-01	GGP Windmill		75,000
611-01	GGP Carousel Bond Organ		88,000 ~~70,000~~
612-01	Hunter's Point Recreation Center		150,000
30-3310 (621805)	Services of Other Departments - City Planning		5,000
	Total	$804,386 ~~$786,386~~	$804,386 ~~$786,386~~

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

BY: Thomas G. Demmler
Deputy City Attorney

FUNDS AVAILABLE:
John C. Farrell
CONTROLLER
NOV 17 1983

RECOMMENDED:
Dianne Feinstein
Mayor 11-25-83

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Passed for Second Reading
Board of Supervisors, San Francisco
DEC 12 1983

Ayes: Supervisors ~~Britt,~~ Hongisto, Kennedy, Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, ~~Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors BRITT WARD

John L. Taylor Clerk

101-83-67 DEC 22 1983
File No. Approved

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
DEC 19 1983

Ayes: Supervisors Britt, ~~Hongisto,~~ Kennedy, Kopp, Maher, Molinari, Nelder, ~~Renne, Silver,~~ Walker, ~~Ward~~

~~Noes: Supervisors~~

Absent: Supervisors HONGISTO RENNE SILVER WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

Dianne Feinstein
Mayor

FILE NO 101-83-68
(GOVERNMENT FUNDING)

ORDINANCE NO. 605-83
RO #4172 SA #55

APPROPRIATING $850,552 FOR CONTRACTUAL SERVICES-ENGINEERING, FACILITIES MAINTENANCE PROJECT AND SERVICES OF CENTRAL SHOPS, RECREATION AND PARK DEPARTMENT FOR FISCAL YEAR 1983-84.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for Fiscal Year 1983-84 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
01-001	GENERAL FUND		
G.L.491(000026)	BUDGET REVENUE RETAINED		
SUBSIDIARY(000052)	CONTRIBUTED REVENUE RESERVE	$ 850,552	
42-04-02	RECREATION AND PARK DEPARTMENT		
10-1265(370809)	CONTRACTUAL SERVICES-ENGINEERING		$ 11,000
21-2020(372516)	FACILITIES MAINTENANCE PROJECT		
PROJECT 430-01	SHARP PARK STORM DAMAGE		817,052
30-3100(370809)	SERVICES OF OTHER DEPARTMENTS - CENTRAL SHOPS		22,500
	TOTAL	$ 850,552	$ 850,552

Section 2. Although the City has incurred no legal obligation under the Charter, the Board of Supervisors does hereby appropriated the funds necessary for the obligation and does hereby ratify the action previously taken.

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

By: Thomas A. Dooney
Deputy City Attorney

FUNDS AVAILABLE:

John C. Farrell
CONTROLLER

RECOMMENDED: NOV 17 1983

Dianne Feinstein
Mayor

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Passed for Second Reading
Board of Supervisors, San Francisco
DEC 12 1983

Ayes: Supervisors ~~Britt,~~ Hongisto, Kennedy, Kopp, ~~Maher,~~ Molinari, Nelder, Renne, Silver, Walker, ~~Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors BRITT, MAHER WARD

John L. Taylor Clerk

101-83-68 DEC 22 1983
File No. Approved

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
DEC 19 1983

Ayes: Supervisors Britt, ~~Hongisto,~~ Kennedy, Kopp, Maher, Molinari, Nelder, ~~Renne, Silver,~~ Walker, ~~Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors HONGISTO RENNE SILVER WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

Dianne Feinstein
Mayor

FILE NO 101-83-69

ORDINANCE NO. 606-83

RO #4155 SA #85

(GOVERNMENT FUNDING)

APPROPRIATING $65,000 FOR FACILITIES MAINTENANCE PROJECT (REPAIR OF SEWER LINE AT COUNTY JAIL NO. 3), SHERIFF FOR FY 1983-84.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for F/Y 1983-84 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
01-001	General Fund		
G.L.491(000026)	Budget Revenue Retained		
Subsidiary(000052)	Contributed Revenue Reserve	$65,000	
06-00-00	Sheriff's Office		
21-2020(306520)	Facilities Maintenance Project		
Proj.296-01	Sewer Line Repair at County Jail No. 3		$65,000

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

BY: Thomas G. Dresner
Deputy City Attorney

FUNDS AVAILABLE:

John C. Farrell
CONTROLLER

NOV 08 1983

RECOMMENDED:

Dianne Feinstein
Mayor

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JAN 13 1984

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Passed for Second Reading
Board of Supervisors, San Francisco
DEC 12 1983

Ayes: Supervisors ~~Britt,~~ Hongisto, Kennedy, Kopp, ~~Maher,~~ Molinari, Nelder, Renne, Silver, Walker, ~~Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors BRITT MAHER WARD

John L. Taylor Clerk

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
DEC 19 1983

Ayes: Supervisors Britt, ~~Hongisto,~~ Kennedy, Kopp, Maher, Molinari, Nelder, ~~Renne, Silver,~~ Walker, ~~Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors HONGISTO RENNE SILVER WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

101-83-69 File No.

DEC 23 1983 Approved

Dianne Feinstein Mayor

Amended in Finance Cmte. 12/7/83

FILE NO. 101-83-71 ORDINANCE NO. 607-83

(GOVERNMENT FUNDING) RO #4161 SA #77

APPROPRIATING ~~$31,275~~ $24,044 FOR PERMANENT SALARIES-MISCELLANEOUS AND RELATED MANDATORY FRINGE BENEFITS AND RESCINDING ~~$31,275~~ $24,044 FROM PERMANENT SALARIES-MISCELLANEOUS AND RELATED MANDATORY FRINGE BENEFITS FOR THE APPROPRIATION OF FUNDS FOR ONE (1) CREATED AND ONE (1) ABOLISHED POSITION, PARKING AUTHORITY FOR FY 1983-84.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for FY 1983-84 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
02-071	OFF STREET PARKING FUND		
36-00-00	PARKING AUTHORITY		
01-001(353110)	PERMANENT SALARIES-MISCELLANEOUS	19,006 ~~$ 24,722~~	19,006 ~~$ 24,722~~
04-060	MANDATORY FRINGE BENEFITS	5,038 ~~6,553~~	5,038 ~~6,553~~
	TOTAL	24,044 ~~$31,275~~	24,044 ~~$ 31,275~~

Section 2. FUNDS ARE HEREBY APPROPRIATED FOR ONE (1) POSITION CREATED AND RESCINDING APPROPRIATION FOR ONE (1) ABOLISHED BY AN AMENDMENT TO THE ANNUAL SALARY ORDINANCE (BOARD OF SUPERVISORS FILE NO. 102-83-13) AS FOLLOWS:

FUND DEPARTMENT CLASSIFICATION	SPECIAL REVENUE FUND PARKING AUTHORITY RATE OF PAY	ABOLISHED	CREATED
1102 A PARKING AUTHORITY ASSISTANT DIRECTOR	1180B1429		1
9744 N STAFF ASSISTANT VI	1477B1477	1	

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

BY: James M. Emery
Deputy City Attorney

FUNDS AVAILABLE:
John C. Farrell
CONTROLLER

APPROVED:
CIVIL SERVICE COMMISSION
NOV 10 1983

BY: John J. Wickham
General Manager, Personnel

RECOMMENDED:
Dianne Feinstein
Mayor 11/21/83

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Passed for Second Reading
Board of Supervisors, San Francisco
DEC 12 1983

Ayes: Supervisors ~~Britt,~~ Hongisto, Kennedy, Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, ~~Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors BRITT, WARD

John L. Taylor Clerk

101-83-71 File No.

DEC 22 1983 Approved

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
DEC 19 1983

Ayes: Supervisors Britt, ~~Hongisto,~~ Kennedy, Kopp, Maher, Molinari, Nelder, ~~Renne, Silver,~~ Walker, ~~Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors HONGISTO RENNE SILVER WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

Dianne Feinstein Mayor

FILE NO. 101-83-72

ORDINANCE NO. 608 83

(GOVERNMENT FUNDING)

RO #4166 SA #44

APPROPRIATING $150,000 FOR THE CREATION OF A CAPITAL CASE INDIGENT REVOLVING FUND, CONTROLLER'S GENERAL CITY RESPONSIBILITIES, CONTROLER'S OFFICE FOR FY 1983-84.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for FY 1983-84 as follows:

DEPARTMENT CODE NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
01-991	GENERAL FUND		
G.L.491(000026)	BUDGET REVENUE RETAINED		
SUBSIDIARY(000052)	CONTRIBUTED REVENUE RESERVE	$ 150,000	
48-4830(882415)	CONTRIBUTION TO 02/503-CAPITAL CASE INDICENT REVOLVING FUND		$ 150,000
02-503	CAPITAL CASE INDIGENT REVOLVING FUND		
07-0701(202424)	CONTRIBUTION FROM GENERAL GOVERNMENT	$ 150,000	
02-20-00	CONTROLLER'S-GENERAL CITY RESPONSIBILITIES		
14-1453(309468) PROJ.007-01	INDICENT CAPITAL CASE LITIGATION EXPENSE RESERVE		$ 150,000

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

By: Thomas Lee Dempsey
Deputy City Attorney

FUNDS AVAILABLE:

John C Farrell
CONTROLLER

RECOMMENDED: NOV 21 1983

Dianne Feinstein
Mayor

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Passed for Second Reading
Board of Supervisors, San Francisco
DEC 12 1983

Ayes: Supervisors ~~Britt,~~ Hongisto, Kennedy, Kopp, ~~Maher,~~ Molinari, Nelder, Renne, Silver, Walker, ~~Ward.~~

~~Noes: Supervisors.~~

Absent: Supervisors BRITT MAHER WARD

John L. Taylor Clerk

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
DEC 19 1983

Ayes: Supervisors Britt, ~~Hongisto,~~ Kennedy, Kopp, Maher, Molinari, Nelder, ~~Renne, Silver,~~ Walker, ~~Ward.~~

~~Noes: Supervisors.~~

Absent: Supervisors HONGISTO RENNE SILVER WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

101-83-72 DEC 22 1983
File No. Approved

Dianne Feinstein
Mayor

FILE NO. [illegible]

ORDINANCE NO. 604-83

PUBLIC EMPLOYMENT

SAL.ORD.AMEND.NO. 14

AMENDING ORDINANCE NO. 412-83 (ANNUAL SALARY ORDINANCE, 1983-84) REFLECTING THE ALLOCATION OF ONE POSITION PREVIOUSLY AUTHORIZED FOR THE PARKING AUTHORITY.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The hereinafter designated items and sections of Ordinance No. 412-83 (Annual Salary Ordinance, 1983-84) are hereby amended so that the same shall read as follows:

(Amendment)	No. of Pos.	Class & Item No.	Class Title	Compensation Schedule
		Dept.:	36 Parking Authority	
		DP/DV/SC:	360000 Parking Authority	
		Fund:	02071 Off Street Parking	
		Object:	001 Regular Misc.	
1 abolished	0	9744 N	Staff Assistant VI, SP *NEW*	Z,SC $1477-1477
1 added	1	1102 A	Parking Authority Asst. Director . .	J,Z 1180-1429

APPROVED AS TO CLASSIFICATION:
CIVIL SERVICE COMMISSION

GENERAL MANAGER, PERSONNEL

APPROVED AS TO FORM:
GEORGE AGNOST, CITY ATTORNEY

By: Thomas G. Doran
DEPUTY CITY ATTORNEY

NO. 14

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JAN 13 1984
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Passed for Second Reading
Board of Supervisors, San Francisco
DEC 12 1983

Ayes: Supervisors ~~Britt~~, Hongisto, Kennedy, Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, ~~Ward~~

~~Noes: Supervisors~~

Absent: Supervisors BRITT WARD

John L. Taylor Clerk

102-83-13 DEC 22 1983
File No. Approved

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
DEC 19 1983

Ayes: Supervisors Britt, ~~Hongisto~~, Kennedy, Kopp, Maher, Molinari, Nelder, ~~Renne~~, Silver, Walker, ~~Ward~~

~~Noes: Supervisors~~

Absent: Supervisors HONGISTO RENNE SILVER WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

Dianne Feinstein
Mayor

FILE NO. 102-83-16.1

[PUBLIC EMPLOYMENT]

ORDINANCE NO. 610-83

Sal. Ord. Amend. No. 174

AMENDING ORDINANCE NO. 412-83 (ANNUAL SALARY ORDINANCE 1983-84) REFLECTING THE RECLASSIFICATION OF ONE STENOGRAPHIC SECRETARY, RECREATION AND PARK DEPARTMENT.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The hereinafter designated item and sections of Ordinance No. 412-83 (Annual Salary Ordinance 1983-84) are hereby amended so that the same shall read as follows:

(Amendment)	No. of Pos.	Class and Item No.	Class Title	Compensation Schedule
		Dept.:	42 Recreation & Park	
		DP/DV/SC:	420201 Administration/Business Office	
		Fund:	01001 General Fund	
s		Object:	001 Regular Misc.	
1 abolished	0	1452 A	Stenographic Secretary	758 - 916
1 added	1	1528 A	Administrative Secretary	SC 803 - 970

(See file 102-83-16 for departmental signatures)

APPROVED AS TO FORM:

GEORGE AGNOST, CITY ATTORNEY

By: [signature]
Deputy City Attorney

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JAN 13 1984

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Passed for Second Reading
Board of Supervisors, San Francisco

DEC 12 1983

Ayes: Supervisors ~~Britt~~, Hongisto, Kennedy, ~~Kopp~~, Maher, Molinari, Nelder, Renne, Silver, Walker, ~~Ward~~.

~~Noes:~~ Supervisor KOPP

Absent: Supervisors BRITT WARD

[signature] Clerk

102-83-16.1 DEC 22 1983
File No. Approved

Read Second Time and Finally Passed
Board of Supervisors, San Francisco

DEC 19 1983

Ayes: Supervisors Britt, ~~Hongisto~~, Kennedy, ~~Kopp~~, Maher, Molinari, Nelder, ~~Renne, Silver, Walker, Ward.~~

~~Noes:~~ Supervisor KOPP

Absent: Supervisors HONGISTO RENNE SILVER WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

[signature] Clerk

[signature]
Mayor

Amended in Finance Cmte. 12/7/83

FILE NO. 102-83-20 ORDINANCE NO. 611-83

PUBLIC EMPLOYMENT SAL.ORD.AMEND.NO. 22

AMENDING ORDINANCE NO. 412-83 (ANNUAL SALARY ORDINANCE, 1983-84) REFLECTING THE ADDITION OF ~~FOUR~~ THREE POSITIONS AND THE DELETION OF THREE POSITIONS IN THE SUPERIOR COURT.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The hereinafter designated items and sections of Ordinance No. 412-83 (Annual Salary Ordinance, 1983-84) are hereby amended so that the same shall read as follows:

(Amendment)	No. of Pos.	Class & Item No.	Class Title	Compensation Schedule
		Dept.:	10 Superior Court	
		DP/DV/SC:	100100 Superior Court	
		Fund:	01001 General Fund	
		Object:	001 Regular Misc.	
1 abolished	0	0682 A	Calendar Control Clerk, Superior Court. .	$1402M1602
1 abolished	0	0683 A	Sr. Calendar Control Clerk, Superior Court	1537M1757
2 added	11	0681 A	Sr. Judicial Clerk, Superior Court.	1696M1896
1 abolished	~~4~~ 3	0589 A	Court Assistant, Superior Court	1771M2125
1 added	2	0590 A	Court Assistant, Senior, Superior Court .	2206M2435
~~1 added~~	~~5~~	~~0690 A~~	~~Judicial Secretary, Superior Court. . . . .~~	~~1875M2029~~

APPROVED AS TO CLASSIFICATION:
CIVIL SERVICE COMMISSION

GENERAL MANAGER, PERSONNEL

APPROVED AS TO FORM:
GEORGE AGNOST, CITY ATTORNEY

By: DEPUTY CITY ATTORNEY

NO. 22

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JAN 13 1984
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Passed for Second Reading
Board of Supervisors, San Francisco
DEC 12 1983

Ayes: Supervisors ~~Britt,~~ Hongisto, Kennedy, Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, ~~Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors BRITT WARD

Clerk

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
DEC 19 1983

Ayes: Supervisors Britt, ~~Hongisto,~~ Kennedy, Kopp, Maher, Molinari, Nelder, ~~Renne, Silver,~~ Walker, ~~Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors HONGISTO RENNE SILVER WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

Clerk

102-83-20 DEC 22 1983
File No. Approved

Mayor

FILE NO. 196-83-11

ORDINANCE NO. 612-83

RO #4162

AMENDING CHAPTER 10, ARTICLE XIII, SAN FRANCISCO ADMINISTRATIVE CODE, BY ADDING SECTION 10.117.40 THERETO, ESTABLISHING A CAPITAL CASE INDIGENT REVOLVING FUND AND SPECIFYING PURPOSES FOR WHICH SAID FUND MAY BE USED.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Chapter 10, Article XIII, San Francisco Administrative Code, is hereby amended by adding section 10.117.40 thereto, reading as follows:

Section 10.117-40 Capital Case Indigent Revolving Fund -

(A) There shall be established in the Treasury of the City and County a special fund to be known and designated as the Capital Cases Indigent Revolving Fund into which shall be deposited all funds, appropriated by the Board of Supervisors, reimbursed by the State of California under Section 987.9 of the Penal Code of the State of California and reimbursement for unexpended funds including interest earned. The balance of this Fund shall be carried forwarded to the next fiscal year, provided however that any excess over and above the amount of $300,000 at the end of the fiscal year shall be deposited into the general fund. The monies in said fund are deemed appropriated exclusively for the purposes set for in paragraph B.

(B) The Capital Cases Indigent Revolving Fund shall be used exclusively to advance monies to attorneys for the preparation and defense of indigent defendants charged with a Capital Crime as set forth in Penal Code Section 987.9 and shall be expended from said fund only upon an order of the San Francisco Superior Court and the party or parties receiving the monies shall be guided by the California Administrative Code Regulations on the subject in expending the monies, and the monies so advanced for each defendant shall be placed in an individual interest bearing account.

(C) It shall be the duty of those parties receiving monies from the Fund at the conclusion of the Capital Case to make an accounting of monies received, including interest earned, and expended, and have said accounting approved by the Superior Court, and return to the Controller any unexpended monies, which monies shall be returned to the Fund.

(D) The Fund shall be maintained by the Controller's Office and it shall be the duty of the Controller upon receipt of the accounting to file a claim with the State of California under Penal Code Section 987.9 and upon receipt of the reimbursement, to deposit the same into the Fund. Should any of the monies claimed be disallowed, it shall be the duty of the Controller to inform the party who made the accounting of the State's action, and said party shall be responsible to assist in appealing the State's action and/or reimburse the Fund the disallowed amount. In addition the Controller shall inform the Mayor, Board of Supervisors, and the Superior Court of the disallowance.

Passed for Second Reading
Board of Supervisors, San Francisco
DEC 12 1983

Ayes: Supervisors ~~Britt,~~ Hongisto, Kennedy, Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, ~~Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors BRITT WARD

John L. Taylor Clerk

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
DEC 19 1983

Ayes: Supervisors Britt, ~~Hongisto,~~ Kennedy, Kopp, Maher, Molinari, Nelder, ~~Renne, Silver,~~ Walker, ~~Ward.~~

~~Noes: Supervisors.~~

Absent: Supervisors HONGISTO RENNE SILVER WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

Dianne Feinstein Mayor

196-83-11 File No.

DEC 22 1983 Approved

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(Residential Energy Conservation)

AMENDING PART II, CHAPTER XII (HOUSING CODE) OF THE SAN FRANCISCO MUNICIPAL CODE BY AMENDING SECTIONS 1204, 1206, 1210 and 1212, THEREOF RELATING TO RESIDENTIAL ENERGY CONSERVATION STANDARDS.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Part II, Chapter XII (Housing Code) of the San Francisco Municipal Code is hereby amended by amending Sections 1204, 1206, 1210 and 1212 thereof to read as follows:

SEC. 1204. DEFINITIONS

In addition to the definitions contained in Article 2 of this Code, for the purposes of this ordinance the following words and phrases shall have the meanings ascribed to them by this section.

(a) "Accessible" shall mean there is sufficient space in which to install the specified energy conservation measure without significant alteration to the structure.

(b) "Accessible attic space" shall mean a space between a ceiling joist and roof rafter where the vertical clear height from the top of the bottom chord of the truss or ceiling joist to the underside of the top truss or roof rafter at the roof ridge is 18 inches or greater .

(c) "California Plan for the Residential Conservation Service" shall mean the plan adopted by the California State Energy Resources Conservation and Development Commission and filed with the U.S. Department of Energy on June 4, 1980, as amended in January 1981, to meet the requirements of the National Energy Conservation Policy Act of 1978 (Public Law 95-619, Title II, Part 1).

(d) "Complete inspection" shall mean an inspection of the entire building done by the Bureau of Building Inspection including but not limited to: inspection of all buildings with "H" and "I" occupancies as defined in the Building Code pursuant to the Bureau's code enforcement program, inspections for RAP loans and inspections for condominium conversion. An inspection of only the public areas of a building does not constitute a complete inspection.

(e) "Cost-effective" shall mean that the contractor installed cost of any energy conservation measure amortized over its useful life will be equal to or less than the amount of money saved by consumers. In figuring the cost of an energy conservation measure, the interest rate charged at the time of installation is included.

(f) "Escrow" shall mean, as used herein, an escrow opened for the sale and purchase of real residential property situated in the City and County of San Francisco.

(g) "Energy inspection" shall mean an inspection of a dwelling to determine which energy conservation measures required under this ordinance are needed.

(h) "Meter conversion" shall mean the replacement of a master meter for electricity or natural gas that serves more than one dwelling unit with individual meters that serves each dwelling unit separately.

(i) "Residential building" shall mean any privately owned single or multiple unit dwelling, apartment house, condominium or other building used for "H" or "I" occupancy as defined in the Building Code, excluding mobile homes, tourist hotels and motels.

The residential portion of any building occupied as mixed

residential-commercial use shall be considered a residential building within the meaning of this Article .

(j) "R-value" shall mean the measure of the resistance of a material or building component to the passage of heat. R-value is measured in the United States customary units based upon square feet per hour per degree Fahrenheit divided by Btu.

(k) "Simple economic payback" shall mean the time needed to recover a conservation investment on the basis of expected energy savings at current energy costs. Simple economic payback is expressed in years, and is calculated by dividing the estimated contractor installed cost of a conservation measure by the estimated dollar savings in the first year. Available tax credits and future energy costs are not considered in the calculation.

(l) "Transfer of title" shall mean the conveyance of title to real property by one or more persons as a result of sale or exchange, and including the execution of a real property sales contract as defined in Section 2985 of the California Civil Code and any change of ownership described in subdivisions (c) and (h) of Section 61 and subdivision (c) of Section 64 of the Revenue and Taxation Code.

(m) "Unheated areas" shall mean any space exposed to ambient temperatures and not provided with a heat supply capable of maintaining a minimum temperature of 50 degrees Fahrenheit.

SEC. 1206. QUALIFIED ENERGY INSPECTORS

(a) Energy inspections required pursuant to this ordinance may only be conducted by one of the following:

(1) a utility energy auditor, or contracting representative of a utility, certified by the State under the California Plan for the Residential Conservation Service,

(2) a private energy inspector authorized by the City and County of San Francisco, or

(3) an authorized inspector of the Bureau of Building Inspection.

(b) In addition, private energy inspections may be conducted on a contractual basis with the Department of Public Works under terms and fees to be recommended by the Department of Public Works and established by the Board of Supervisors.

(c) In reviewing an application for authorization to conduct private energy inspections, the superintendent must determine that the applicant has a high level of technical competence and objectivity relative to the application of this Article and other provisions of this code and the Building Code relating to energy conservation.

(d) No authorized energy inspector may conduct an energy inspection on any building in which that inspector has an interest.

(e) The superintendent shall publish written standards and guidelines which shall govern the review of applications for authorization to conduct private energy inspections. These guidelines shall contain procedures for revocation of an authorization to conduct private energy inspections where the superintendent determines that the inspector is incompetent or non-objective.

SEC. 1210. ENERGY CONSERVATION REQUIREMENTS UPON MAJOR IMPROVEMENT, METERING CONVERSION, RESIDENTIAL CONDOMINIUM CONVERSION OR COMPLETE INSPECTION.

A valid energy inspection pursuant to Section 1205 and subsequent compliance with required energy conservation measures

pursuant to Section 1212 shall be required of a residential building as follows:

(a) Metering conversion: As a condition for issuance of a Certificate of Inspection and Approval for a metering conversion by the Bureau of Building Inspection;

(b) Major Improvements: As a condition for issuance of a Certificate of Inspection and Approval upon completion of improvements having an estimated valuation as follows:

1. Buildings containing one or two dwelling units - in excess of twenty thousand dollars ($20,000).

2. Buildings containing three or more dwelling units, excluding residential hotels, - in excess of six thousand dollars ($6,000) per unit.

3. Residential hotels - in excess of one thousand dollars ($1,000) per unit.

(c) Condominium Conversion: As a condition of approval of a Certificate of Final Completion and Occupancy .

(d) Complete Inspection: Within one hundred and eighty (180) days after a complete inspection is performed by the Bureau of Building Inspection.

SEC. 1212. REQUIRED ENERGY CONSERVATION MEASURES

The following energy conservation measures are required by this ordinance for a residential building; provided, however, that if the owner proves, pursuant to Section 1213, that the application of any energy conservation measure is not cost effective, that measure shall not be required.

(a) Building containing one or two dwelling units:

1. Ceiling insulation to a minimum resistance level of R-19 over the entire accessible attic space provided that the existing ceiling insulation is less than R-11. Before insulation is installed in buildings not meeting this standard, dropped spaces in attic floors, such as those above stairwells, shall be sealed effectively to limit air infiltration. Installation of ceiling insulation shall be required to conform to Sec. 1705E of the Building Code (Chapter I, Part II of the San Francisco Municipal Code).

2. Weatherstripping of all doors unless fire rated, which lead to unheated areas so as effectively and reliably to limit air infiltration. Doors which cannot be weatherstripped without the replacement of the entire door or doorframe are exempted from this requirement, unless the door is, for other reasons, being repaired or replaced. The superintendent, in the guidelines, shall specify those types of weatherstripping which are acceptable. In determining which types of weatherstripping are acceptable, the superintendent shall consider, among other matters, whether the weatherstripping meets the energy conservation goals of this article and is cost effective.

3. An external water heater insulation blanket with a minimum installed thermal resistance of R-6 on accessible water heaters. Installation of external water heater insulation blankets shall meet any safety standards set by the Superintendent in the guidelines. In addition, the first four feet of accessible hot water pipe leading from the heater shall be insulated to a minimum resistance value of R-4. If foam is used to meet the R-4 standard, it shall be a closed-cell type with a minimum wall thickness of three-quarters of an inch (3/4").

4. Low-flow devices on all accessible showerheads having a maximum rated flow of not more than 3.0 gallons per

BOARD OF SUPERVISORS

minute. Showerheads of the ball-joint type that cannot easily be removed from the wall without structural alteration are exempt from this requirement.

5. Caulking or sealing of all accessible major cracks and joints and other openings in building exterior to reduce the loss of heated air or the entry of outside air where feasible. Sealing of all accessible major openings from the conditioned living space into unheated areas, including, but not limited to, those found around plumbing vent pipes, electrical wiring, or furnace flue pipes.

6. Insulating all accessible supply heating and cooling system ducts and plenums, which are located in unheated areas, to a minimum resistance value of R-3 and sealing of all accessible duct and plenum joints with pressure sensitive tape or mastic.

(b) Building containing three or more dwelling units:

1. All measures specified in subsection (a) of this section to the extent applicable to the structure.

2. Insulation of all accessible recirculating hot water, steam, or steam condensate return piping throughout the structure to a minimum resistance value of R-4 and all hot water storage tanks to a minimum resistance value of R-6;

3. Cleaning and tuning of boiler units to improve combustion efficiency. Unless the boiler has been cleaned and tuned to ensure peak combustion efficiency within the last five (5) years and bears a tag so certifying issued by a utility inspector or contractor regularly engaged in the field of combustion efficiency, the boiler shall be cleaned and tested for combustion efficiency and appropriate adjustments made to ensure peak combustion efficiency by

such a utility inspector or a contractor, who shall post a tag on or near the boiler stating that a combustion efficiency test has been performed and peak efficiency has been obtained through adjustment of the boiler's controls and cleaning where needed and the date the test was performed. In addition, all boilers shall have the permit required by Section 315.1.E of the Building Code;

4. Repair of all hot water and steam leaks on boiler units, including replacement of defective steam traps and valves;

5. Time clock control of burner;

6. And any interim measures adopted by the Superintendent pursuant to Section 1218 of this Article.

5179C/6731B

Passed for Second Reading

Board of Supervisors, San Francisco

DEC 12 1983

Ayes: Supervisors Britt, Hongisto, Kennedy, Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, ~~Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors WARD

Clerk

352-83

File No.

DEC 22 1983

Approved

Read Second Time and Finally Passed

Board of Supervisors, San Francisco

DEC 19 1983

Ayes: Supervisors Britt, ~~Hongisto,~~ Kennedy, Kopp, Maher, Molinari, Nelder, ~~Renne, Silver,~~ Walker, ~~Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors HONGISTO RENNE SILVER WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

Clerk

Mayor

(Fish and Game Fund)

AMENDING THE SAN FRANCISCO ADMINISTRATIVE CODE BY AMENDING SECTION 10.19 THEREOF, REFLECTING AN UPDATED REFERENCE TO THE STATE CODE AND CHANGING THE FUND'S SUPERVISING AGENT.

Be it ordained by the people of the City and County of San Francisco:

Section 1. The San Francisco Administrative Code is hereby amended by amending Section 10.19 thereof, to read as follows:

SEC. 10.19. EXPENDITURES FOR PROPAGATION AND CONSERVATION OF FISH AND GAME. For the purpose of carrying out the provisions of Sections 13000 et seq. of the Fish and Game Code of the State, insofar as the provisions of such section apply to the expenditure of moneys by the City and County for propagation and conservation of fish and game, there is hereby created a Fish and Game Propagation Fund into which shall be paid, all and singular, the moneys to which the City and County is entitled under and pursuant to the provisions of Sections 13000 et seq. of the Fish and Game Code of the State.

For the purpose of carrying out the provisions of Sections 13000 et seq. of the Fish and Game Code of the State and aiding in the propagation and conservation of fish and game, the San Francisco Tyee Foundation is hereby appointed as the agent to supervise, for and on behalf of the Board of Supervisors, the propagation and conservation of fish and game within the City and County and from time to time to enter into agreement with the Chief Administrative Officer, and by virtue thereof, to expend such moneys as may be appropriated or allocated to the San Francisco Tyee Foundation from the moneys provided for in Sections 13000et seq. of the Fish and Game Code for the propagation and conservation of fish and game in the City and County.

The San Francisco Tyee Foundation shall present proper vouchers approved by the Chief Administrative Officer to the Controller showing disbursements of all funds appropriated or allocated to the council for the purpose of carrying out the provisions of this section.

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Passed for Second Reading
Board of Supervisors, San Francisco
DEC 12 1983

Ayes: Supervisors ~~Britt~~, Hongisto, Kennedy, Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, Ward.

~~Noes: Supervisors~~

Absent: Supervisor BRITT

John L. Taylor Clerk

440-83 File No.

DEC 22 1983 Approved

Read Second Time and Finally Passed
Board of Supervisors, San Francisco
DEC 19 1983

Ayes: Supervisors Britt, ~~Hongisto,~~ Kennedy, Kopp, Maher, Molinari, Nelder, ~~Renne, Silver,~~ Walker, ~~Ward.~~

~~Noes: Supervisors~~

Absent: Supervisors HONGISTO RENNE SILVER WARD

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor Clerk

Dianne Feinstein Mayor

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(Sales and Use Taxes)

AMENDING ORDINANCE NO. 448-73 (UNIFORM LOCAL SALES AND USE TAX ORDINANCE OF THE CITY AND COUNTY OF SAN FRANCISCO) BY AMENDING SECTIONS 4.5, 5.5 AND 6.5 THEREOF, TO DELETE EXEMPTIONS FOR WATERBORNE VESSELS; AN EMERGENCY ORDINANCE.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Ordinance No. 448-73 is hereby amended by amending Sections 4.5, 5.5 and 6.5 thereof, to read as follows:

Section 4.5. There shall be excluded from the gross receipts by which the tax is measured:

(i) The amount of any sales or use tax imposed by the State of California upon a retailer or consumer.

(ii) Eighty percent (80%) of the gross receipts from the sale of tangible personal property to operators of aircraft to be used or consumed principally outside the county in which the sale is made and directly and exclusively in the use of such aircraft as common carriers of persons or property under the authority of the laws of this state, the United States, or any foreign government.

Section 5.5. There shall be exempt from the tax due under this section:

(i) The amount of any sales or use tax imposed by the State of California upon a retailer or consumer.

(ii) The storage, use, or other consumption of tangible personal property, the gross receipts from the sale of which have been subject to sales tax under a sales and use tax ordinance enacted in accordance with Part 1.5 of Division 2 of the Revenue and Taxation Code by any city and county, county, or city in this state, shall be exempt from the tax due under this ordinance.

(iii) And provided that in addition to the exemptions provided in Sections 6366 and 6366.1 of the Revenue and Taxation Code, the storage, use, or other consumption of tangible personal property purchased by operators of aircraft and used or consumed by such operators directly and exclusively in the use of such aircraft as common carriers of persons or property for hire or compensation under a certificate of public convenience and necessity issued pursuant to the laws of this state, the United States, or any foreign government is exempt from 80 percent of the tax.

Section 6.5. Any person subject to a sales or use tax or required to collect a use tax under this ordinance shall be entitled to credit against the payment of taxes due under this ordinance the amount of sales and use tax due any city in this county, provided that the city sales and use tax is levied under an ordinance including provisions substantially conforming to the provisions of subdivision (1) to (8), inclusive, of subsection (h) of Section 7202 of the Revenue and Taxation Code, and other applicable provisions of Part 1.5 of Division 2 of that Code.

Section 2. Ordinance No. 448-73 is hereby amended by amending Sections 4.5, 5.5 and 6.5 thereof, to read as follows:

Section 4.5. There shall be excluded from the gross receipts by which the tax is measured:

(i) The amount of any sales or use tax imposed by the State of California upon a retailer or consumer.

(ii) Eighty percent (80%) of the gross receipts from the sale of tangible personal property to operators of waterborne vessels to be used or consumed principally outside the county in

which the sale is made and directly and exclusively in the carriage of persons or property in such vessels for commercial purposes.

(iii) Eighty percent (80%) of the gross receipts from the sale of tangible personal property to operators of aircraft to be used or consumed principally outside the county in which the sale is made and directly and exclusively in the use of such aircraft as common carriers of persons or property under the authority of the laws of this state, the United States, or any foreign government.

Section 5.5. There shall be exempt from the tax due under this section:

(i) The amount of any sales or use tax imposed by the State of California upon a retailer or consumer.

(ii) The storage, use, or other consumption of tangible personal property, the gross receipts from the sale of which have been subject to sales tax under a sales and use tax ordinance enacted in accordance with Part 1.5 of Division 2 of the Revenue and Taxation Code by any city and county, county, or city in this state, shall be exempt from the tax due under this ordinance.

(iii) Provided, however, that the storage, use, or other consumption of tangible personal property purchased by operators of waterborne vessels and used or consumed by such operators directly and exclusively in the carriage of persons or property in such vessels for commercial purposes is exempted from eighty percent (80%) of the tax.

(iv) And provided that in addition to the exemptions provided in Section 6366 and 6366.1 of the Revenue and Taxation Code, the storage, use, or other consumption of tangible personal property purchased by operators of aircraft and used or consumed

by such operators directly and exclusively in the use of such aircraft as common carriers of persons or property for hire of compensation under a certificate of public convenience and necessity issued pursuant to the laws of this state, the United States, or any foreign government is exempt from 80 percent of the tax.

Section 6.5 Any person subject to a sales or use tax or required to collect a use tax under this ordinance shall be entitled to credit against the payment of taxes due under this ordinance the amount of sales and use tax due any city in this county, provided that the city sales and use tax is levied under an ordinance including provisions substantially conforming to the provisions of subdivision (1) to (10), inclusive, of subsection (i) of Section 7202 of the Revenue and Taxation Code, and other applicable provisions of Part 1.5 of Division 2 of that Code.

Section 3. Section 1 of this Ordinance shall become operative on January 1, 1984.

Section 4. Section 2 of this Ordinance shall become operative on the operative date of any act of the Legislature of the State of California which amends or repeals and reenacts Section 7202 and 7203 of the Revenue and Taxation Code to provide an exemption for operators of waterborn vessels in the same, or substantially the same, language as that existing in those sections as they read on October 1, 1983.

Section 5. This ordinance is passed as an emergency measure pursuant to San Francisco Charter Section 2.301, and the Board of Supervisors does hereby declare by the vote by which this ordinance is passed that an actual emergency exists and that this ordinance be made operative as of January 1, 1984. This emergency ordinance is necessary to provide for the uninterrupted

operation of City and County departments and to ensure compliance with time limitations established by law. The facts constituting such emergency are as follows:

1. The state legislature has enacted amendments to Revenue and Taxation Code Sections 7202 and 7203 which take effect on January 1, 1984. Those amendments delete the exemptions for operators of waterborne vessels.

2. Revenue and Taxation Code Section 7202(d) provides that the counties shall contract with the State Board of Equalization to administer county sales and use tax ordinances. Article IA of San Francisco's contract with the State Board of Equalization provides that the City and County's sales and use tax ordinance shall comply with Part 1.5, Division 2 of the Revenue and Taxation Code (Sections 7200 et seq.).

3. The State Board of Equalization's Local Tax Unit has advised that all cities and counties must amend their ordinances prior to January 1, 1984 in order to comply with the amendments to Revenue and Taxation Code Sections 7202 and 7203, or risk disqualification from the sales tax revenue-sharing program. The City and County's sales and use tax ordinance presently contains exemptions for operators of waterborne vessels. In order to prevent the substantial loss of revenues to the City that such disqualification would entail, and to comply with the January 1, 1984 time limitation, this ordinance is therefore adopted as an emergency measure.

8102C

Passed as an emergency measure—Board of Supervisors, San Francisco, DEC 1 9 1983

Ayes: Supervisors Britt, Hongisto, Kennedy, ~~Kopp~~, Maher, Molinari, Nelder, Renne, Silver, Walker, Ward.

Noes: Supervisors KOPP

~~Absent: Supervisors~~

I hereby certify that the foregoing ordinance was passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor
Clerk

461-83 12/23/83
File No. Approved

Mayor

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